

THURSDAY, MAY 7, 1987

FORTY-THIRD LEGISLATIVE DAY

The House met at 9:00 a.m. and was called to order by Mr. Speaker Murray.

The proceedings were opened with prayer by Reverend James R. King, Clark Memorial United Methodist Church, Nashville, Tennessee.

Representative Love led the House in the Pledge of Allegiance to the Flag.

The roll call was taken with the following results:

Present 99

Representatives present were: Bell, Bewley, Bivens, Bragg, Buck, Burnett, Bushing, Byrd, Cain, Chiles, Clark, Coffey, Collier, Copeland, Crain, Cross, Curlee, Davidson, Davis (Cocke), Davis (Gibson), Davis (Knox), DeBerry, DePriest, Dixon, Drew, Duer, Ellis, Frensley, Gaia, Garrett, Good, Harrill, Hassell, Hawkins, Head, Henry, Herron, Hillis, Hobbs, Holcomb, Holt, Hurley, Huskey, Ivy, Jackson, Jared, Jones, R. (Shelby), Jones, U. (Shelby), Kent, Kernell, King, Kisber, Lawson, Long, Love, May, McAfee, Miller, Montgomery, Moody, Moore (Lawrence), Moore (Shelby), Naifeh, Nance, Napier, Odom, Peroulas, Phillips, Pruitt, Purcell, Rhinehart, Ridgeway, Robinson (Davidson), Robinson (Hamilton), Robinson (Washington), Scruggs, Severance, Shirley, Stafford, Stallings, Starnes, Swann, Tankersley, Tanner, Turner (Hamilton), Turner, C. (Shelby), Turner, L. (Shelby), Ussery, Webb, West, Wheeler, Whitson, Williams, Winningham, Wix, Wolfe, Wood, Yelton and Mr. Speaker Murray--99.

Mr. Ridgeway moved that the rules be suspended for the purpose of introducing House Resolution No. 73 out of order, which motion prevailed.

House Resolution No. 73--Congratulating Mr. and Mrs. William Floyd Daughtry--By Ridgeway, Burnett, Collier and Head.

On motion, the rules were suspended for the immediate consideration of the resolution.

On motion of Mr. Ridgeway, the resolution was adopted.

A motion to reconsider was tabled.

**REPORTS FROM STANDING COMMITTEES
AGRICULTURE**

MR. SPEAKER: Your Committee on Agriculture begs leave to report

THURSDAY, MAY 7, 1987--43rd LEGISLATIVE DAY

that we have carefully considered and recommend for passage: House Bill No. 1306.

STALLINGS, Chairman.

Under the rules, House Bill No. 1306 was transmitted to the Committee on Calendar and Rules.

FINANCE, WAYS AND MEANS

MR. SPEAKER: Your Committee on Finance, Ways and Means begs leave to report that we have carefully considered and recommend for passage: House Bill No. 1126.

BRAGG, Chairman.

Under the rules, House Bill No. 1126 was transmitted to the Committee on Calendar and Rules.

REPORT OF CHIEF ENGROSSING CLERK

MR. SPEAKER:

Your Chief Engrossing Clerk begs leave to report that we have transmitted to the Governor the following: House Bills Nos. 54, 137, 358, 554, 631, 727 and 1134; and House Joint Resolutions Nos. 76 and 255; for his action.

MARILYN EVELYN HAND,
Chief Engrossing Clerk.

ENROLLED BILLS

MR. SPEAKER:

Your Chief Engrossing Clerk begs leave to report that we have carefully compared House Bills Nos. 7, 13, 201, 752, 786 and 1298; and House Joint Resolution No. 402; and find same correctly enrolled and ready for the signatures of the Speakers.

MARILYN EVELYN HAND,
Chief Engrossing Clerk.

MESSAGE FROM THE SENATE

MR. SPEAKER: I am directed to transmit to the House, Senate Bills Nos. 22, 78, 247, 352, 841, 1004, 1135, 1214, 1304, 1305, 1306, 1308 and 1313; also, Senate Joint Resolutions Nos. 176, 177, 178, 193 and 199; all for the signature of the Speaker.

CLYDE W. McCULLOUGH, JR.,
Chief Clerk.

THURSDAY, MAY 7, 1987--43rd LEGISLATIVE DAY

SIGNED

The Speaker announced that he had signed the following: Senate Bills Nos. 22, 78, 247, 352, 841, 1004, 1135, 1214, 1304, 1305, 1306, 1308 and 1313; Senate Joint Resolutions Nos. 176, 177, 178, 193 and 199.

Ms. Bushing moved that the rules be suspended for the purpose of considering House Joint Resolution No. 275 out of order, which motion prevailed.

On motion, the rules were suspended for the immediate consideration of the resolution.

House Joint Resolution No. 275--Honoring Civil Air Patrol.

Ms. Bushing moved that House Joint Resolution No. 275 be adopted, which motion prevailed by the following vote:

Ayes	98
Noes	0

Representatives voting aye were: Bell, Bewley, Bivens, Bragg, Buck, Burnett, Bushing, Byrd, Cain, Chiles, Clark, Coffey, Collier, Copeland, Crain, Cross, Curlee, Davidson, Davis (Cocks), Davis (Gibson), Davis (Knox), DeBerry, DePriest, Dixon, Drew, Duer, Ellis, Frensley, Gaia, Garrett, Good, Harrill, Hassell, Hawkins, Head, Henry, Herron, Hillis, Hobbs, Holcomb, Holt, Hurley, Huskey, Ivy, Jackson, Jared, Jones, R. (Shelby), Jones, U. (Shelby), Kent, Kernell, King, Kisber, Lawson, Long, Love, May, McAfee, Miller, Montgomery, Moody, Moore (Lawrence), Moore (Shelby), Naifeh, Nance, Napier, Odom, Peroulas, Phillips, Pruitt, Purcell, Rhinehart, Ridgeway, Robinson (Davidson), Robinson (Hamilton), Robinson (Washington), Scruggs, Severance, Shirley, Stafford, Stallings, Swann, Tankersley, Tanner, Turner (Hamilton), Turner, C. (Shelby), Turner, L. (Shelby), Ussery, Webb, West, Wheeler, Whitson, Williams, Winningham, Wix, Wolfe, Wood, Yelton and Mr. Speaker Murray--98.

A motion to reconsider was tabled.

CALENDAR

House Bill No. 432--Consumption of alcoholic Beverages on Premises.

On motion, House Bill No. 432 was made to conform with Senate Bill No. 318.

THURSDAY, MAY 7, 1987--43rd LEGISLATIVE DAY

On motion, Senate Bill No. 318, on same subject, was substituted for House Bill No. 432.

Mr. Chiles moved that Senate Bill No. 318 be passed on third and final consideration.

Mr. Chiles moved to amend as follows:

AMENDMENT NO. 1

Amend Senate Bill No. 318 by deleting Section 1 of the original bill; by inserting the following language as a new, appropriately numbered section immediately preceding the effective date section; and by appropriately renumbering the effective date section:

SECTION ____ Tennessee Code Annotated, Section 57-4-102(h)(4), is amended by inserting between the words "park service" and "and is located" the words "or its agents or contractors,".

On motion, the amendment was adopted.

Mr. Chiles moved to amend as follows:

AMENDMENT NO. 2

Amend Senate Bill No. 318 by inserting the following language as a new, appropriately numbered section immediately preceding the effective date section; and by appropriately renumbering the effective date section:

Section ____ Tennessee Code Annotated, Section 57-4-103(a), is amended by deleting that subsection in its entirety and by substituting in lieu thereof the following:

"(a) The provisions of this chapter shall only be effective in those jurisdictions which have authorized the sale of alcoholic beverages for sale for consumption off premise, pursuant to Section 57-3-106, if such jurisdictions have also authorized the sale of alcoholic beverages for consumption on the premises by referendum of the voters conducted in the manner provided by Section 57-3-106, except that, notwithstanding the provisions of Section 57-3-106, or any other provision of law, the referendum may be held on the same day that any other election is held within the jurisdiction, if the county election commission receives the necessary petition requesting the election at least thirty (30) days before the date on which such election is scheduled to be held."

THURSDAY, MAY 7, 1987--43rd LEGISLATIVE DAY

On motion, the amendment was adopted.

Mr. Chiles moved to amend as follows:

AMENDMENT NO. 3

Amend Senate Bill No. 318 by inserting the following language as a new, appropriately numbered section immediately preceding the effective date section:

"Section _____. If any provision of this act or the application thereof to any person or circumstance is held invalid, such invalidity shall not affect other provisions or applications of the act which can be given effect without the invalid provision or application, and to that end the provisions of this act are declared to be severable."

On motion, the amendment was adopted.

Mr. Wheeler moved to amend as follows:

AMENDMENT NO. 4

Amend Senate Bill No. 318 by adding the following new sections to be appropriately numbered immediately preceding the effective date, and by renumbering the effective date section accordingly:

SECTION _____. Tennessee Code Annotated, Section 57-4-101 (b), is amended by adding the following phrase after the words "premier type tourist resort":

" , restaurant as defined in Section 57-4-102 (h) (4),"

SECTION _____. Tennessee Code Annotated, Section 57-4-102 (h) (4), is amended by inserting immediately after the phrase "land which is owned by," the following language:

"a governmental entity, subdivision or instrumentality thereof, including";

by inserting immediately after the phrase "national park service" the following language:

"or operated by an entity, corporate or individual which has been authorized by lease, concession or license by such governmental entity to operate such lodge or resort.";

THURSDAY, MAY 7, 1987--43rd LEGISLATIVE DAY

and by deleting all the remaining language in such subsection.

On motion, the amendment was adopted.

Thereupon, Senate Bill No. 318, as amended, passed its third and final consideration by the following vote:

Ayes	61
Noes	27
Present and not voting	2

Representatives voting aye were: Bell, Bewley, Bivens, Bragg, Burnett, Bushing, Chiles, Clark, Collier, Copeland, Cross, Davidson, Davis (Knox), DeBerry, Dixon, Drew, Ellis, Frensey, Garrett, Good, Hassell, Head, Hillis, Jared, Jones, R. (Shelby), Jones, U. (Shelby), Kent, Kernell, Kisber, Long, Love, May, Miller, Montgomery, Moody, Naifeh, Peroulas, Phillips, Pruitt, Purcell, Ridgeway, Robinson (Davidson), Robinson (Hamilton), Robinson (Washington), Scruggs, Severance, Shirley, Stafford, Stallings, Tanner, Turner (Hamilton), Turner, L. (Shelby), Ussery, Webb, West, Wheeler, Whitson, Williams, Wix, Yelton and Mr. Speaker Murray--61.

Representatives voting no were: Buck, Byrd, Coffey, Crain, Curlee, Davis (Cocke), Davis (Gibson), Harrill, Hawkins, Henry, Herron, Hobbs, Holcomb, Holt, Hurley, Huskey, Ivy, Jackson, McAfee, Moore (Lawrence), Nance, Napier, Rhinehart, Turner, C. (Shelby), Winningham, Wolfe and Wood--27.

Representatives present and not voting were: Swann and Tankersley--2.

A motion to reconsider was tabled.

Mr. DePriest moved that the rules be suspended for the purpose of considering House Joint Resolution No. 367 out of order, which motion prevailed.

On motion, the rules were suspended for the immediate consideration of the resolution.

House Joint Resolution No. 367--Naming Sam Davis Memorial Bridge.

Mr. DePriest moved that House Joint Resolution No. 367 be adopted.

Mr. Hobbs moved to amend as follows:

THURSDAY, MAY 7, 1987--43rd LEGISLATIVE DAY

AMENDMENT NO. 1

Amend House Joint Resolution No. 367 by inserting the words ", the Sam Davis Memorial Association" immediately following the word "Society" in the last resolving clause.

On motion, the amendment was adopted.

Thereupon, House Joint Resolution No. 367, as amended, was adopted by the following vote:

Ayes	97
Noes	0

Representatives voting aye were: Bell, Bewley, Bivens, Bragg, Buck, Burnett, Bushing, Byrd, Cain, Chiles, Coffey, Collier, Crain, Cross, Curlee, Davidson, Davis (Cocke), Davis (Gibson), Davis (Knox), DeBerry, DePriest, Dixon, Drew, Duer, Ellis, Frensley, Gaia, Garrett, Good, Harrill, Hassell, Hawkins, Head, Henry, Herron, Hillis, Hobbs, Holcomb, Holt, Hurley, Huskey, Ivy, Jackson, Jared, Jones, R. (Shelby), Jones, U. (Shelby), Kent, Kernell, King, Kisber, Lawson, Long, Love, May, McAfee, Miller, Montgomery, Moody, Moore (Lawrence), Moore (Shelby), Naifeh, Nance, Napier, Odom, Peroulas, Phillips, Pruitt, Purcell, Rhinehart, Ridgeway, Robinson (Davidson), Robinson (Hamilton), Robinson (Washington), Scruggs, Severance, Shirley, Stafford, Stallings, Starnes, Swann, Tankersley, Tanner, Turner (Hamilton), Turner, C. (Shelby), Turner, L. (Shelby), Ussery, Webb, West, Wheeler, Whitson, Williams, Winningham, Wix, Wolfe, Wood, Yelton and Mr. Speaker Murray--97.

A motion to reconsider was tabled.

Ms. DeBerry moved that the rules be suspended for the purpose of considering House Joint Resolution No. 357 out of order, which motion prevailed.

House Joint Resolution No. 357--Day Care Study.

Ms. DeBerry moved that House Joint Resolution No. 357 be adopted, which motion prevailed by the following vote:

Ayes	92
Noes	0

Representatives voting aye were: Bell, Bewley, Bivens, Bragg, Buck, Burnett, Bushing, Byrd, Cain, Chiles, Coffey, Collier, Crain,

THURSDAY, MAY 7, 1987--43rd LEGISLATIVE DAY

Cross, Curlee, Davidson, Davis (Cocke), Davis (Gibson), Davis (Knox), DeBerry, Dixon, Drew, Duer, Ellis, Frensey, Gaia, Garrett, Good, Harrill, Hassell, Hawkins, Head, Henry, Herron, Hobbs, Holcomb, Holt, Hurley, Huskey, Ivy, Jackson, Jared, Kent, Kernell, King, Kisber, Lawson, Long, Love, May, McAfee, Miller, Montgomery, Moody, Moore (Lawrence), Moore (Shelby), Naifeh, Nance, Napier, Odom, Peroulas, Phillips, Pruitt, Purcell, Rhinehart, Ridgeway, Robinson (Davidson), Robinson (Hamilton), Robinson (Washington), Scruggs, Severance, Shirley, Stafford, Stallings, Starnes, Swann, Tankersley, Tanner, Turner, C. (Shelby), Turner, L. (Shelby), Ussery, Webb, West, Wheeler, Whitson, Williams, Winningham, Wix, Wolfe, Wood, Yelton and Mr. Speaker Murray--92.

A motion to reconsider was tabled.

House Bill No. 244--Airport Noise Pollution.

On motion, House Bill No. 244 was made to conform with Senate Bill No. 756.

On motion, Senate Bill No. 756, on same subject, was substituted for House Bill No. 244:

Mr. Kernell moved that Senate Bill No. 756 be passed on third and final consideration.

Mr. Robinson (Davidson) moved to amend as follows:

AMENDMENT NO. 1

Amend Senate Bill No. 756 by deleting subsections (a) and (b) from the amendatory language of Section 1 and substituting instead the following:

(a) Each metropolitan airport authority that has a major airline, air carrier, or air parcel hub operation that undertakes a Noise Compatibility Program under Part 150 of the Federal Air Regulations, or any other study relating to noise abatement, shall be required to file a copy of said program or study with the departments of transportation and health and environment. All revisions or updates to said program or study also shall be filed with such departments as soon as practicable after their completion.

(b) It is the expressed intent of the General Assembly that this section be informational to ensure that the departments of health and environment and transportation have access to full and complete data so that these departments are better able to assist and serve the citizens of Tennessee.

THURSDAY, MAY 7, 1987--43rd LEGISLATIVE DAY

On motion, the amendment was adopted.

Thereupon, Senate Bill No. 756, as amended, passed its third and final consideration by the following vote:

Ayes	93
Noes	4

Representatives voting aye were: Bivens, Bragg, Buck, Burnett, Bushing, Byrd, Cain, Clark, Coffey, Collier, Crain, Cross, Curlee, Davidson, Davis (Cocke), Davis (Gibson), Davis (Knox), DeBerry, DePriest, Dixon, Drew, Duer, Ellis, Frensley, Gaia, Garrett, Good, Harrill, Hassell, Hawkins, Head, Henry, Herron, Hillis, Hobbs, Holcomb, Holt, Hurley, Huskey, Ivy, Jackson, Jared, Jones, R. (Shelby), Jones, U. (Shelby), Kent, Kernell, King, Kisber, Lawson, Long, Love, May, Miller, Montgomery, Moody, Moore (Lawrence), Moore (Shelby), Naifeh, Nance, Napier, Odom, Peroulas, Phillips, Pruitt, Purcell, Rhinehart, Ridgeway, Robinson (Davidson), Robinson (Hamilton), Robinson (Washington), Scruggs, Severance, Shirley, Stafford, Stallings, Starnes, Swann, Tankersley, Tanner, Turner (Hamilton), Turner, C. (Shelby), Turner, L. (Shelby), Ussery, Webb, West, Wheeler, Williams, Winningham, Wix, Wolfe, Wood, Yelton and Mr. Speaker Murray--93.

Representatives voting no were: Bell, Bewley, Chiles and Whitson--4.

A motion to reconsider was tabled.

Mr. Speaker Murray relinquished the Chair to Ms. DeBerry Speaker pro tem.

OBJECTIONS -- CONSENT CALENDAR

Objections were filed to the following resolution on the Consent Calendar:

Mr. Copeland objected to House Joint Resolution No. 395.

Under the rules, House Joint Resolution No. 395 was placed at the foot of the Calendar for today.

CONSENT CALENDAR

House Resolution No. 27--Appointment Mr. Bob R. Culbreath.

THURSDAY, MAY 7, 1987--43rd LEGISLATIVE DAY

House Bill No. 644--Deduction retirement payments.

On motion, House Bill No. 644 was made to conform with Senate Bill No. 696.

On motion, Senate Bill No. 696, on same subject, was substituted for House Bill No. 644.

House Bill No. 1277--Residential Preference Primary.

On motion, House Bill No. 1277 was made to conform with Senate Bill No. 1302.

On motion, Senate Bill No. 1302, on same subject, was substituted for House Bill No. 1277.

Senate Joint Resolution No. 174--Special joint committee, study tax system.

House Bill No. 1313--Williamson County privilege tax.

House Bill No. 1314--New Development privilege tax.

House Bill No. 1315--Williamson County new land development.

House Bill No. 1316--Levy and collect privilege tax.

House Bill No. 1317--Bolivar City Charter.

House Bill No. 1322--Hamilton County General Sessions Court.

House Bill No. 1323--Gibson County Special School District.

House Bill No. 1282--White Bluff Mayor and Aldermen.

On motion, House Bill No. 1282 was made to conform with Senate Bill No. 1286.

On motion, Senate Bill No. 1286, on same subject, was substituted for House Bill No. 1282.

Senate Joint Resolution No. 234--Congratulating Kay Scott and Lee Blank.

Senate Joint Resolution No. 235--Congratulating Paul A. "Skeeter" Cowan.

Senate Joint Resolution No. 236--Commending Del Rio Community Association, In.

Mr. Kisber moved that all House and Senate Bills on the Consent Calendar be passed on third and final consideration, all House Resolutions and House Joint Resolutions on the Consent Calendar be adopted, and all Senate Joint Resolutions on the Consent Calendar be concurred in, which motion prevailed by the following vote:

THURSDAY, MAY 7, 1987--43rd LEGISLATIVE DAY

Ayes 95
Noes 2

Representatives voting aye were: Bell, Bewley, Bivens, Bragg, Buck, Burnett, Bushing, Byrd, Cain, Chiles, Clark, Coffey, Collier, Copeland, Crain, Cross, Curlee, Davidson, Davis (Cocke), Davis (Gibson), Davis (Knox), DePriest, Dixon, Drew, Duer, Ellis, Frensley, Gaia, Good, Harrill, Hassell, Hawkins, Head, Henry, Herron, Hillis, Hobbs, Holt, Hurley, Huskey, Ivy, Jackson, Jared, Jones, R. (Shelby), Jones, U. (Shelby), Kent, Kernell, King, Kisber, Lawson, Long, Love, May, McAfee, Miller, Montgomery, Moody, Moore (Lawrence), Moore (Shelby), Naifeh, Nance, Napier, Odom, Peroulas, Phillips, Pruitt, Purcell, Rhinehart, Ridgeway, Robinson (Davidson), Robinson (Hamilton), Robinson (Washington), Scruggs, Severance, Shirley, Stafford, Stallings, Starnes, Swann, Tankersley, Tanner, Turner (Hamilton), Turner, C. (Shelby), Turner, L. (Shelby), Ussery, Webb, Wheeler, Whitson, Williams, Winningham, Wix, Wolfe, Wood, Yelton and Mr. Speaker Murray--95.

Representatives voting no were: Holcomb and West--2.

A motion to reconsider was tabled.

House Bill No. 1061--Community Corrections Advisory Board.

On motion, House Bill No. 1061 was made to conform with Senate Bill No. 1141.

On motion, Senate Bill No. 1141, on same subject, was substituted for House Bill No. 1061.

Mr. Yelton moved that Senate Bill No. 1141 be passed on third and final consideration.

Mr. Miller moved to amend as follows:

AMENDMENT NO. 1

Amend Senate Bill No. 1141 by deleting Section 1 in its entirety and by substituting instead the following:

SECTION 1.

(a) Tennessee Code Annotated, Section 40-36-201(a), is amended by deleting subdivision (2) in its entirety and by

THURSDAY, MAY 7, 1967--43rd LEGISLATIVE DAY

renumbering subsequent subdivisions accordingly.

(b) Tennessee Code Annotated, Section 40-36-201 is amended by deleting from the second sentence of subsection (b) the words and punctuation "the judge of the court of general jurisdiction exercising criminal jurisdiction."

On motion, the amendment was adopted.

Thereupon, Senate Bill No. 1141, as amended, passed its third and final consideration by the following vote:

Ayes	98
Noes	0

Representatives voting aye were: Bell, Bawley, Bivens, Bragg, Buck, Burnett, Bushing, Byrd, Cain, Chiles, Coffey, Collier, Copeland, Crain, Cross, Curlee, Davidson, Davis (Cocke), Davis (Gibson), Davis (Knox), DePriest, Dixon, Drew, Duer, Ellis, Frensley, Gaia, Garrett, Good, Harrill, Hassell, Hawkins, Head, Henry, Herron, Hillis, Hobbs, Holcomb, Holt, Hurley, Huskey, Ivy, Jackson, Jared, Jones, R. (Shelby), Jones, U. (Shelby), Kent, Kernell, King, Kisber, Lawson, Long, Love, May, McAfee, Miller, Montgomery, Moody, Moore (Lawrence), Moore (Shelby), Naifeh, Nance, Napier, Odom, Peroulas, Phillips, Pruitt, Purcell, Rhinehart, Ridgeway, Robinson (Davidson), Robinson (Hamilton), Robinson (Washington), Scruggs, Severance, Shirley, Stafford, Stallings, Starnes, Swann, Tankersley, Tanner, Turner (Hamilton), Turner, C. (Shelby), Turner, L. (Shelby), Ussery, Webb, West, Wheeler, Whitson, Williams, Winningham, Wix, Wolfe, Wood, Yelton and Mr. Speaker Murray--98.

A motion to reconsider was tabled.

House Joint Resolution No. 256--State Aid, Handicapped and Disabled.

Ms. Turner (Hamilton) moved that House Joint Resolution No. 256 be adopted.

Ms. Turner (Hamilton) moved to amend as follows:

AMENDMENT NO. 1

Amend House Joint Resolution No. 256 by deleting the preamble and resolving clauses in their entirety and substituting instead the following new preamble and resolving clauses:

THURSDAY, MAY 7, 1987--43rd LEGISLATIVE DAY

WHEREAS, an estimated 300,000 handicapped and disabled persons between the ages of 16 and 65 reside within the state of Tennessee; and

WHEREAS, the state of Tennessee presently provides very little aid to handicapped and disabled persons for Personal Attendant Care and Independent Living; and

WHEREAS, the federal government will provide funding for vocational rehabilitation centers for the handicapped and disabled, if the state of Tennessee will provide matching funds; and

WHEREAS, the state of Tennessee provided a Personal Attendant Care program with \$100,000 state dollars subject to Finance and Administration in 1986-87; and

WHEREAS, rules and regulations promulgation was delayed for the implementation of this program in 1986; and

WHEREAS, the number of handicapped people receiving services at Tennessee Rehabilitation Center at Smyrna who could benefit from Personal Care Attendant Services upon returning to their respective communities using current legal definition would be 10-15 clients annually; and

WHEREAS, the number of persons applying for the PCA subsidy (since October 14, 1986) totals 43; and

WHEREAS, since the PCA program received final approval in March this year there has been approximately \$5,000 spent and/or authorized, and this figure will increase dramatically now that the program is underway; and

WHEREAS, since March 1, 1987, two persons have been approved for PCA services, one is pending and three more are in the approval process; and

WHEREAS, during 1986, federal Independent Living Grants totaling \$130,000 were made to centers in Nashville, Knoxville and Chattanooga; and

WHEREAS, both the PCA and the IL Programs are providing services to some profoundly disabled citizens that just a short 18 months ago were unable to "access the system" and had very little hope of ever doing so; and

WHEREAS, aid to the handicapped and disabled is a pressing problem for the state of Tennessee, and careful study of the need for continued aid and follow up is necessary to ensure that any legislation to implement such aid is in the best interests of the citizens of Tennessee; and

THURSDAY, MAY 7, 1987--43rd LEGISLATIVE DAY

WHEREAS, House Joint Resolution No. 279, adopted during the 1985 Session of the Ninety-fourth General Assembly, created a special committee to perform such a study and drafted, passed and funded \$100,000 subject to Finance and Administration; and

WHEREAS, to assure continued diligent efforts and attention, the special committee is deserving of more time to fully address the many complexities of these issues relating to state aid to the handicapped and disabled; now, therefore,

BE IT RESOLVED BY THE HOUSE OF REPRESENTATIVES OF THE NINETY-FIFTH GENERAL ASSEMBLY OF THE STATE OF TENNESSEE, THE SENATE CONCURRING, That in order to complete its study of the need for aid to the handicapped and disabled, the existence of the special committee created pursuant to House Joint Resolution No. 279 is hereby continued for a period not to extend beyond March 30, 1988.

BE IT FURTHER RESOLVED, That the members of the special committee appointed pursuant to House Joint Resolution No. 279 shall remain members of such committee, providing such members continue to serve as members of the General Assembly.

BE IT FURTHER RESOLVED, That any vacancies occurring within the three Senate seats on the committee shall be filled by the Speaker of the Senate, and that any vacancies occurring within the three House seats on the committee shall be filled by the Speaker of the House.

BE IT FURTHER RESOLVED, That the special committee shall report its final findings and recommendations, including any proposed legislation, to the Ninety-fifth General Assembly no later than March 30, 1988, at which time the committee shall cease to exist.

On motion, the amendment was adopted.

Thereupon, House Joint Resolution No. 256, as amended, was adopted by the following vote:

Ayes	91
Noes	0

Representatives voting aye were: Bell, Bewley, Bivens, Bragg, Buck, Burnett, Bushing, Byrd, Cain, Clark, Coffey, Collier, Crain, Cross, Curlee, Davis (Cocke), Davis (Gibson), Davis (Knox), DeBerry, DePriest, Dixon, Drew, Duer, Ellis, Garrett, Good, Harrill, Hassell, Hawkins, Head, Henry, Herron, Hillis, Hobbs, Holcomb, Holt, Hurley, Huskey, Ivy, Jackson, Jared, Jones, R. (Shelby), Jones, U. (Shelby), Kent, Kernell, King, Kisber, Lawson,

THURSDAY, MAY 7, 1987--43rd LEGISLATIVE DAY

Long, Love, May, McAfee, Miller, Montgomery, Moody, Moore (Lawrence), Moore (Shelby), Naifeh, Nance, Napier, Odom, Peroulas, Phillips, Pruitt, Purcell, Ridgeway, Robinson (Davidson), Robinson (Hamilton), Robinson (Washington), Scruggs, Severance, Shirley, Stafford, Stallings, Starnes, Tankersley, Tanner, Turner, C. (Shelby), Turner, L. (Shelby), Ussery, Webb, West, Wheeler, Whitson, Williams, Winningham, Wix, Wolfe, Wood, Yelton and Mr. Speaker Murray--91.

A motion to reconsider was tabled.

House Bill No. 178--Increase Benefits Retired Teachers.

On motion, House Bill No. 178 was made to conform with Senate Bill No. 446.

On motion, Senate Bill No. 446, on same subject, was substituted for House Bill No. 178.

Mr. Bragg moved that Senate Bill No. 446 be passed on third and final consideration, which motion prevailed by the following vote:

Ayes	98
Noes	0

Representatives voting aye were: Bell, Bewley, Bivens, Bragg, Buck, Burnett, Bushing, Byrd, Cain, Chiles, Clark, Coffey, Collier, Copeland, Crain, Cross, Curlee, Davidson, Davis (Cocke), Davis (Gibson), Davis (Knox), DeBerry, DePriest, Dixon, Drew, Duer, Ellis, Frensley, Gaia, Garrett, Good, Harrill, Hassell, Hawkins, Head, Henry, Herron, Hillis, Hobbs, Holcomb, Holt, Hurley, Huskey, Ivy, Jackson, Jared, Jones, R. (Shelby), Kent, Kernell, King, Kisber, Lawson, Long, Love, May, McAfee, Miller, Montgomery, Moody, Moore (Lawrence), Moore (Shelby), Naifeh, Nance, Napier, Odom, Peroulas, Phillips, Pruitt, Purcell, Rhinehart, Ridgeway, Robinson (Davidson), Robinson (Hamilton), Robinson (Washington), Scruggs, Severance, Shirley, Stafford, Stallings, Starnes, Swann, Tankersley, Tanner, Turner (Hamilton), Turner, C. (Shelby), Turner, L. (Shelby), Ussery, Webb, West, Wheeler, Whitson, Williams, Winningham, Wix, Wolfe, Wood, Yelton and Mr. Speaker Murray--98.

A motion to reconsider was tabled.

House Bill No. 691--Revenue Fluctuations.

On motion, House Bill No. 691 was made to conform with Senate Bill No. 898.

THURSDAY, MAY 7, 1987--43rd LEGISLATIVE DAY

On motion, Senate Bill No. 898, on same subject, was substituted for House Bill No. 691.

Mr. Bragg moved that Senate Bill No. 898 be passed on third and final consideration.

Mr. Bragg moved to amend as follows:

AMENDMENT NO. 1

Amend Senate Bill No. 898 by deleting from Section 1 the following language wherever it appears:

and/or unanticipated expenditure requirements

On motion, the amendment was adopted.

Thereupon, Senate Bill No. 898, as amended, passed its third and final consideration by the following vote:

Ayes	97
Noes	0

Representatives voting aye were: Bell, Bewley, Bivens, Bragg, Buck, Burnett, Bushing, Byrd, Cain, Chiles, Coffey, Collier, Copeland, Crain, Cross, Curlee, Davidson, Davis (Cocke), Davis (Gibson), Davis (Knox), DeBerry, DePriest, Dixon, Drew, Duer, Ellis, Frensley, Garrett, Good, Harrill, Hassell, Hawkins, Head, Henry, Herron, Hillis, Hobbs, Holcomb, Holt, Hurley, Huskey, Ivy, Jackson, Jared, Jones, R. (Shelby), Jones, U. (Shelby), Kent, Kernell, King, Kisber, Lawson, Long, Love, May, McAfee, Miller, Montgomery, Moody, Moore (Lawrence), Moore (Shelby), Naifeh, Nance, Napier, Odom, Peroulas, Phillips, Pruitt, Purcell, Rhinehart, Ridgeway, Robinson (Davidson), Robinson (Hamilton), Robinson (Washington), Scruggs, Severance, Shirley, Stafford, Stallings, Starnes, Swann, Tankersley, Tanner, Turner (Hamilton), Turner, C. (Shelby), Turner, L. (Shelby), Ussery, Webb, West, Wheeler, Whitson, Williams, Winningham, Wix, Wolfe, Wood, Yelton and Mr. Speaker Murray--97.

A motion to reconsider was tabled.

House Bill No. 551--Compensation of county officials.

On motion, House Bill No. 551 was made to conform with Senate Bill No. 26.

On motion, Senate Bill No. 26, on same subject, was substituted for House Bill No. 551.

THURSDAY, MAY 7, 1987--43rd LEGISLATIVE DAY

Mr. Bragg moved that Senate Bill No. 26 be passed on third and final consideration.

Mr. Bragg moved to amend as follows:

AMENDMENT NO. 1

Amend Senate Bill No. 26 by deleting all language following the enacting clause and by substituting instead the following:

Section 1. Tennessee Code Annotated, Section 8-24-101(a) is amended by deleting item (3) in its entirety and by substituting instead the following:

(3) Counties having a population of fifty thousand (50,000) or more, but less than one hundred fifty thousand (150,000) shall constitute counties of the third class. Within the third class, counties having a population of seventy-five thousand (75,000) or more shall constitute subclass A and counties having a population of less than seventy-five thousand (75,000) shall constitute subclass B.

Section 2. Tennessee Code Annotated, Section 8-24-101(b)(1) is amended by adding the following:

The population of counties for purposes of this section shall be determined by the most recent federal census taken in the county or counties.

Section 3. Tennessee Code Annotated, Section 8-24-102 is amended by deleting item (3) of subsection (a) in its entirety and by substituting instead the following:

(3) In counties of the third class:

County trustees, sheriffs, clerks and masters of chancery courts, county clerks, clerks of probate courts, clerks of circuit courts, registers of deeds, and clerks of criminal courts and clerks of general sessions courts as follows:

In subclass A.....\$36,532

In subclass B.....\$34,596.

Section 4. This act shall take effect on July 1, 1987, the public welfare requiring it.

THURSDAY, MAY 7, 1987--43rd LEGISLATIVE DAY

Mr. Kisber moved to amend Amendment No. 1 as follows:

AMENDMENT NO. 1 TO AMENDMENT NO. 1

Amend Amendment No. 1 by deleting in the amendatory language of Section 1 the words and figures "seventy-five thousand (75,000)" wherever they appear and by substituting instead the words and figures "seventy-four thousand five hundred (74,500)".

On motion, Amendment No. 1 to Amendment No. 1 was adopted.

Thereupon, Amendment No. 1, as amended, was adopted.

Thereupon, Senate Bill No. 26, as amended, passed its third and final consideration by the following vote:

Ayes	91
Noes	3
Present and not voting	4

Representatives voting aye were: Bell, Bewley, Bivens, Bragg, Buck, Burnett, Bushing, Byrd, Cain, Chiles, Clark, Coffey, Collier, Crain, Cross, Curlee, Davidson, Davis (Cocke), Davis (Gibson), Davis (Knox), DeBerry, DePriest, Dixon, Drew, Duer, Ellis, Frensley, Gaia, Garrett, Good, Hassell, Hawkins, Head, Henry, Herron, Hillis, Hobbs, Holt, Hurley, Huskey, Ivy, Jackson, Jared, Jones, R. (Shelby), Jones, U. (Shelby), Kent, Kernell, King, Kisber, Lawson, Long, Love, May, McAfee, Miller, Moore (Lawrence), Moore (Shelby), Naifeh, Napier, Odom, Peroulas, Phillips, Pruitt, Purcell, Rhinehart, Ridgeway, Robinson (Davidson), Robinson (Hamilton), Robinson (Washington), Scruggs, Severance, Stafford, Stallings, Starnes, Swann, Tankersley, Tanner, Turner (Hamilton), Turner, C. (Shelby), Turner, L. (Shelby), Ussery, Webb, West, Wheeler, Whitson, Williams, Winningham, Wix, Wolfe, Wood and Mr. Speaker Murray--91.

Representatives voting no were: Moody, Nance and Yelton--3.

Representatives present and not voting were: Copeland, Holcomb, Montgomery and Shirley--4.

A motion to reconsider was tabled.

Mr. McAfee moved that the rules be suspended for the purpose of considering House Bill No. 1318 for immediate consideration, which motion prevailed.

THURSDAY, MAY 7, 1987--43rd LEGISLATIVE DAY

House Bill No. 1318--Dog tags, fee.

Mr. McAfee moved that House Bill No. 1318 be passed on third and final consideration.

Mr. Copeland moved to amend as follows:

AMENDMENT NO. 1

Amend House Bill No. 1318 by deleting in Section 1 the words and figures "five dollars (\$5.00) per dog" and by substituting instead the words and figures "two dollars (\$2.00) per dog beginning on the effective date of this act, and three dollars (\$3.00) per dog one (1) year from the effective date of this act (except that no registration fee paid by any person shall exceed thirty dollars (\$30.00) per year)".

AND FURTHER AMEND by deleting in Section 3 the words and figures "ten dollars (\$10.00) for the first offense" and by substituting instead the words and figures "eleven dollars (\$11.00) for the first offense".

On motion, the amendment was adopted.

Thereupon, House Bill No. 1318, as amended, passed its third and final consideration by the following vote:

Ayes	93
Noes	0

Representatives voting aye were: Bell, Bewley, Bivens, Bragg, Buck, Burnett, Bushing, Byrd, Cain, Chiles, Clark, Coffey, Collier, Crain, Cross, Curlee, Davidson, Davis (Cocke), Davis (Gibson), Davis (Knox), DeBerry, DePriest, Dixon, Drew, Duer, Ellis, Frensley, Gaia, Garrett, Good, Harrill, Hassell, Hawkins, Head, Henry, Herron, Hillis, Hobbs, Holcomb, Hurley, Huskey, Ivy, Jackson, Jared, Jones, U. (Shelby), Kent, King, Kisber, Long, Love, May, McAfee, Miller, Montgomery, Moody, Moore (Lawrence), Moore (Shelby), Naifeh, Nance, Napier, Odom, Peroulas, Phillips, Pruitt, Purcell, Rhinehart, Ridgeway, Robinson (Davidson), Robinson (Hamilton), Robinson (Washington), Scruggs, Severance, Shirley, Stafford, Stallings, Starnes, Swann, Tankersley, Tanner, Turner (Hamilton), Turner, C. (Shelby), Turner, L. (Shelby), Ussery, Webb, West, Wheeler, Whitson, Williams, Winningham, Wix, Wolfe, Wood and Mr. Speaker Murray--93.

A motion to reconsider was tabled.

THURSDAY, MAY 7, 1987--43rd LEGISLATIVE DAY

MESSAGE FROM THE SENATE

MR. SPEAKER: I am directed to return to the House, Senate Bill No.:

640--To regulate real estate brokers' rules:

The Senate refused to recede from its action in nonconcurring in House Amendments Nos. 1, 2, 5, 6, 7, 8 and 9.

The Speaker appointed a Conference Committee composed of Senators Davis, Hayes, Patten and Owen to confer with a like Committee from the House to resolve the differences of the two bodies on Senate Bill No. 640.

CLYDE W. McCULLOUGH, JR.,
Chief Clerk.

Mr. West moved that the Speaker appoint a Conference Committee to meet with the Senate Committee to resolve the differences between the two bodies on Senate Bill No. 640, which motion prevailed.

APPOINTMENT OF CONFERENCE COMMITTEE

The Speaker appointed Representatives West, Hobbs, Collier and Shirley as the Conference Committee on Senate Bill No. 640.

Mr. Ussery moved that the rules be suspended for the purpose of introducing House Resolution No. 69 out of order, which motion prevailed.

House Resolution No. 69--Legislative Services to include Senate Sponsors--By Ussery, Miller, Henry, Stafford, Purcell and Moody.

On motion, the rules were suspended for the immediate consideration of the resolution.

On motion of Mr. Ussery, the resolution was adopted.

A motion to reconsider was tabled.

House Bill No. 799--State seal and motto.

On motion, House Bill No. 799 was made to conform with Senate Bill No. 117.

On motion, Senate Bill No. 117, on same subject, was substituted for House Bill No. 799.

Mr. Burnett moved that Senate Bill No. 117 be passed on third and final consideration.

Mr. Miller moved to amend as follows:

THURSDAY, MAY 7, 1987--43rd LEGISLATIVE DAY

AMENDMENT NO. 1

Amend Senate Bill No. 117 by deleting the entire amendatory language in Section 1 and substituting instead the following:

Section 4-1-3. The great seal of the state of Tennessee shall be in the shape of a circle. The circumference of the circle shall bear the words "THE GREAT SEAL OF THE STATE OF TENNESSEE", and in the lower part of the circumference shall be the date "1796", being the year in which the constitution of Tennessee was adopted and Tennessee became one of the United States of America. Inside the upper semicircle of the circle shall be set the numerals "XVI", being the number of the state in chronological order within the United States; below the numerals shall be the figures of a plough, sheaf of wheat, and cotton plant, emblematic of agriculture within the state; and under the base of the upper semicircle shall be the word "AGRICULTURE". Inside the lower semicircle of the circle shall be set the figures of a boat with sail, emblematic of commercial activity in the state; and below these figures the word "COMMERCE". The size of the seal embossed shall be not greater in diameter than two and one quarter inches (2 1/4") nor smaller in diameter than one and three quarter inches (1 3/4"). The size of printed seals shall conform to the ranges of sizes as permitted by the rules of the state publication committee. Until a different rendering of this design is submitted by the governor to the secretary of state and approved by resolution by both houses of the general assembly, voting separately, the design currently in use is hereby validated and adopted, to wit:

On motion, the amendment was adopted.

Mr. Burnett moved to amend as follows:

AMENDMENT NO. 2

Amend Senate Bill No. 117 by deleting the words "figures of a boat and boatman" in the fourth sentence of the amendatory language in Section 1 and substituting the words "figure of a boat with sail".

On motion, the amendment was adopted.

Thereupon, Senate Bill No. 117, as amended, passed its third and final consideration by the following vote:

Ayes	94
Noes	3

Representatives voting aye were: Bell, Bewley, Bivens, Bragg,

THURSDAY, MAY 7, 1987--43rd LEGISLATIVE DAY

Buck, Burnett, Bushing, Byrd, Cain, Chiles, Coffey, Collier, Copeland, Crain, Cross, Curlee, Davidson, Davis (Cocke), Davis (Gibson), Davis (Knox), DeBerry, DePriest, Dixon, Drew, Duer, Ellis, Frensey, Gaia, Garrett, Harrill, Hassell, Hawkins, Head, Henry, Herron, Hillis, Hobbs, Holcomb, Holt, Hurley, Huskey, Ivy, Jackson, Jared, Jones, R. (Shelby), Jones, U. (Shelby), Kent, Kernell, King, Kisber, Lawson, Long, Love, May, McAfee, Miller, Montgomery, Moore (Lawrence), Moore (Shelby), Naifeh, Napier, Odom, Peroulas, Phillips, Pruitt, Purcell, Rhinehart, Ridgeway, Robinson (Davidson), Robinson (Hamilton), Scruggs, Severance, Shirley, Stafford, Stallings, Starnes, Swann, Tankersley, Tanner, Turner (Hamilton), Turner, C. (Shelby), Turner, L. (Shelby), Ussery, Webb, West, Wheeler, Whitson, Williams, Winningham, Wix, Wolfe, Wood, Yelton and Mr. Speaker Murray--94.

Representatives voting no were: Moody, Nance and Robinson (Washington)--3.

A motion to reconsider was tabled.

Mr. Speaker Murray resumed the Chair.

House Bill No. 871--Standby joint underwriting.

On motion, House Bill No. 871 was made to conform with Senate Bill No. 1041.

On motion, Senate Bill No. 1041, on same subject, was substituted for House Bill No. 871.

Mr. Chiles moved that Senate Bill No. 1041 be passed on third and final consideration, which motion prevailed by the following vote:

Ayes	94
Noes	0

Representatives voting aye were: Bell, Bewley, Bivens, Bragg, Buck, Burnett, Bushing, Byrd, Cain, Chiles, Coffey, Collier, Copeland, Crain, Cross, Curlee, Davidson, Davis (Cocke), Davis (Gibson), Davis (Knox), DeBerry, DePriest, Dixon, Drew, Duer, Ellis, Gaia, Garrett, Good, Harrill, Hassell, Hawkins, Head, Henry, Herron, Hillis, Hobbs, Holcomb, Holt, Hurley, Huskey, Ivy, Jackson, Jared, Jones, R. (Shelby), Jones, U. (Shelby), Kent, Kernell, King, Kisber, Lawson, Long, Love, May, McAfee, Miller, Montgomery, Moody, Moore (Lawrence), Moore (Shelby), Naifeh, Nance, Napier, Odom, Peroulas, Phillips, Pruitt, Purcell, Rhinehart, Ridgeway, Robinson (Davidson), Robinson (Hamilton), Robinson (Washington), Scruggs, Severance, Shirley, Stafford, Stallings, Swann, Tankersley, Turner (Hamilton), Turner, C. (Shelby), Turner, L. (Shelby), Webb, West,

THURSDAY, MAY 7, 1987--43rd LEGISLATIVE DAY

Wheeler, Whitson, Williams, Winningham, Wix, Wolfe, Wood, Yelton and Mr. Speaker Murray--94.

A motion to reconsider was tabled.

House Bill No. 869--Compile information insurance companies.

On motion, House Bill No. 869 was made to conform with Senate Bill No. 1040.

On motion, Senate Bill No. 1040, on same subject, was substituted for House Bill No. 869.

Mr. Chiles moved that Senate Bill No. 1040 be passed on third and final consideration, which motion prevailed by the following vote:

Ayes	97
Noes	0

Representatives voting aye were: Bell, Bewley, Bivens, Bragg, Buck, Burnett, Bushing, Byrd, Cain, Chiles, Clark, Coffey, Collier, Copeland, Crain, Cross, Curlee, Davidson, Davis (Cocke), Davis (Gibson), Davis (Knox), DeBerry, DePriest, Dixon, Drew, Duer, Ellis, Gaia, Garrett, Good, Harrill, Hassell, Hawkins, Head, Henry, Herron, Hillis, Hobbs, Holcomb, Holt, Hurley, Huskey, Ivy, Jackson, Jared, Jones, R. (Shelby), Jones, U. (Shelby), Kent, Kernell, King, Kisber, Lawson, Long, Love, May, McAfee, Miller, Montgomery, Moody, Moore (Lawrence), Moore (Shelby), Naifeh, Nance, Napier, Odom, Peroulas, Phillips, Pruitt, Purcell, Rhinehart, Ridgeway, Robinson (Davidson), Robinson (Hamilton), Robinson (Washington), Scruggs, Severance, Shirley, Stafford, Stallings, Swann, Tankersley, Tanner, Turner (Hamilton), Turner, C. (Shelby), Turner, L. (Shelby), Ussery, Webb, West, Wheeler, Whitson, Williams, Winningham, Wix, Wolfe, Wood, Yelton and Mr. Speaker Murray--97.

A motion to reconsider was tabled.

House Bill No. 911--Teenage pregnancy.

On motion, House Bill No. 911 was made to conform with Senate Bill No. 1086.

On motion, Senate Bill No. 1086, on same subject, was substituted for House Bill No. 911.

Ms. DeBerry moved that Senate Bill No. 1086 be passed on third

THURSDAY, MAY 7, 1987--43rd LEGISLATIVE DAY

and final consideration, which motion prevailed by the following vote:

Ayes	95
Noes	0

Representatives voting aye were: Bell, Bewley, Bivens, Bragg, Buck, Burnett, Bushing, Byrd, Cain, Chiles, Clark, Coffey, Collier, Copeland, Crain, Cross, Curlee, Davidson, Davis (Cocke), Davis (Gibson), Davis (Knox), DeBerry, DePriest, Dixon, Drew, Duer, Ellis, Garrett, Good, Harrill, Hassell, Hawkins, Head, Henry, Herron, Hillis, Hobbs, Holcomb, Holt, Hurley, Huskey, Ivy, Jackson, Jared, Jones, R. (Shelby), Jones, U. (Shelby), Kent, Kernell, King, Kisber, Long, Love, May, McAfee, Miller, Montgomery, Moody, Moore (Lawrence), Moore (Shelby), Naifeh, Napier, Odom, Peroulas, Phillips, Pruitt, Purcell, Rhinehart, Ridgeway, Robinson (Davidson), Robinson (Hamilton), Robinson (Washington), Scruggs, Severance, Shirley, Stafford, Stallings, Starnes, Swann, Tankersley, Tanner, Turner (Hamilton), Turner, C. (Shelby), Turner, L. (Shelby), Ussery, Webb, West, Wheeler, Whitson, Williams, Winningham, Wix, Wolfe, Wood, Yelton and Mr. Speaker Murray--95.

A motion to reconsider was tabled.

House Bill No. 915--Prevention teenage pregnancy.

On motion, ~~House~~ Bill No. 915 was made to conform with Senate Bill No. 1089.

On motion, Senate Bill No. 1089, on same subject, was substituted for House Bill No. 915.

Ms. DeBerry moved that Senate Bill No. 1089 be passed on third and final consideration.

Mr. Starnes moved to amend as follows:

AMENDMENT NO. 1

Amend Senate Bill No. 1089 by deleting from the first sentence of Section 1 the words "receives individual counseling concerning" and by substituting instead the words "receives appropriate information concerning".

AND FURTHER AMEND by deleting from the second sentence of Section 2 the words "such counseling services shall be" and by substituting the words "such informational services shall be".

THURSDAY, MAY 7, 1987--43rd LEGISLATIVE DAY

On motion, the amendment was adopted.

Thereupon, Senate Bill No. 1089, as amended, passed its third and final consideration by the following vote:

Ayes 94
Noes 0

Representatives voting aye were: Bell, Bewley, Bivens, Bragg, Buck, Burnett, Byrd, Cain, Chiles, Clark, Coffey, Collier, Copeland, Crain, Cross, Curlee, Davidson, Davis (Cocke), Davis (Gibson), Davis (Knox), DeBerry, DePriest, Dixon, Drew, Duer, Ellis, Frensley, Gaia, Garrett, Harrill, Hassell, Hawkins, Head, Henry, Herron, Hillis, Hobbs, Holcomb, Holt, Hurley, Huskey, Ivy, Jackson, Jared, Jones, R. (Shelby), Jones, U. (Shelby), Kernell, King, Kisber, Lawson, Long, Love, May, McAfee, Miller, Montgomery, Moody, Moore (Lawrence), Moore (Shelby), Naifeh, Napier, Peroulas, Phillips, Pruitt, Purcell, Rhinehart, Ridgeway, Robinson (Davidson), Robinson (Hamilton), Robinson (Washington), Scruggs, Severance, Shirley, Stafford, Stallings, Starnes, Swann, Tankersley, Tanner, Turner (Hamilton), Turner, C. (Shelby), Turner, L. (Shelby), Ussery, Webb, West, Wheeler, Whitson, Williams, Winningham, Wix, Wolfe, Wood, Yelton and Mr. Speaker Murray--94.

A motion to reconsider was tabled.

House Bill No. 926--Teenage pregnancy.

On motion, House Bill No. 926 was made to conform with Senate Bill No. 1132.

On motion, Senate Bill No. 1132, on same subject, was substituted for House Bill No. 926.

Ms. DeBerry moved that Senate Bill No. 1132 be passed on third and final consideration, which motion prevailed by the following vote:

Ayes 97
Noes 0

Representatives voting aye were: Bell, Bewley, Bivens, Bragg, Buck, Burnett, Bushing, Byrd, Cain, Chiles, Clark, Coffey, Collier, Copeland, Crain, Cross, Curlee, Davidson, Davis (Cocke), Davis (Gibson), Davis (Knox), DeBerry, DePriest, Dixon, Drew, Duer, Ellis, Frensley, Gaia,

THURSDAY, MAY 7, 1987--43rd LEGISLATIVE DAY

Garrett, Good, Harrill, Hassell, Hawkins, Head, Henry, Herron, Hillis, Hobbs, Holcomb, Holt, Hurley, Huskey, Ivy, Jackson, Jared, Jones, R. (Shelby), Jones, U. (Shelby), Kent, Kernell, King, Kisber, Lawson, Long, Love, May, McAfee, Miller, Montgomery, Moody, Moore (Lawrence), Moore (Shelby), Naifeh, Napier, Odom, Peroulas, Phillips, Pruitt, Purcell, Rhinehart, Ridgeway, Robinson (Davidson), Robinson (Hamilton), Robinson (Washington), Scruggs, Severance, Shirley, Stafford, Stallings, Swann, Tankersley, Tanner, Turner (Hamilton), Turner, C. (Shelby), Turner, L. (Shelby), Ussery, Webb, West, Wheeler, Whitson, Williams, Winningham, Wix, Wolfe, Wood, Yelton and Mr. Speaker Murray--97.

A motion to reconsider was tabled.

MESSAGE FROM THE SENATE

MR. SPEAKER: I am directed to return to the House, House Bill No.:

384--Polling places.

The Senate adopted the Conference Committee Report and made it the action of the Senate.

CLYDE W. McCULLOUGH, JR.,
Chief Clerk.

House Bill No. 208--Enforcement Child Support.

On motion, House Bill No. 208 was made to conform with Senate Bill No. 646.

On motion, Senate Bill No. 646, on same subject, was substituted for House Bill No. 208.

Ms. Hassell moved that Senate Bill No. 646 be passed on third and final consideration.

Mr. Buck moved to amend as follows:

AMENDMENT NO. 1

Amend Senate Bill No. 646 by adding the following new section immediately preceding the final section and by renumbering the final section accordingly:

Section ____ . The provisions of this act shall apply only in counties having a population in excess of seven hundred seventy thousand (770,000) according to the 1980 federal census of population or any subsequent federal census.

THURSDAY, MAY 7, 1987--43rd LEGISLATIVE DAY

On motion, the amendment was adopted.

Thereupon, Senate Bill No. 646, as amended, passed its third and final consideration by the following vote:

Ayes	90
Noes	3
Present and not voting	2

Representatives voting aye were: Bell, Bewley, Bivens, Bragg, Buck, Burnett, Byrd, Cain, Chiles, Clark, Coffey, Collier, Copeland, Crain, Cross, Curlee, Davidson, Davis (Cocke), Davis (Gibson), Davis (Knox), DePriest, Drew, Duer, Ellis, Frensley, Gaia, Garrett, Good, Harrill, Hassell, Hawkins, Head, Henry, Herron, Hillis, Hobbs, Holt, Hurley, Huskey, Ivy, Jackson, Jared, Jones, R. (Shelby), Kent, Kernell, King, Kisber, Lawson, Long, Love, May, McAfee, Miller, Montgomery, Moore (Lawrence), Moore (Shelby), Naifeh, Napier, Odom, Peroulas, Phillips, Pruitt, Purcell, Rhinehart, Ridgeway, Robinson (Davidson), Robinson (Hamilton), Robinson (Washington), Scruggs, Severance, Shirley, Stafford, Stallings, Starnes, Tankersley, Tanner, Turner (Hamilton), Turner, C. (Shelby), Ussery, Webb, West, Wheeler, Whitson, Williams, Winningham, Wix, Wolfe, Wood, Yelton and Mr. Speaker Murray--90.

Representatives voting no were: DeBerry, Holcomb and Turner, L. (Shelby)--3.

Representatives present and not voting were: Dixon and Jones, U. (Shelby)--2.

A motion to reconsider was tabled.

MESSAGE FROM THE SENATE

MR. SPEAKER: I am directed to return to the House, Senate Bill No.:

1215--"General Appropriations Bill."

The Senate adopted the Conference Committee Report and made it the action of the Senate.

CLYDE W. McCULLOUGH, JR.,
Chief Clerk.

CONFERENCE COMMITTEE REPORT ON HOUSE BILL 1201/SENATE BILL 1215

The Senate and House Conference Committees appointed pursuant to motions to resolve the differences between the two houses on House

THURSDAY, MAY 7, 1987--43rd LEGISLATIVE DAY

Bill 1201 (Senate Bill 1215) have met and recommend that the following House amendment be adopted: 1; and recommend that the following House amendments be deleted: 2, 3 and 4

The Committee further recommends the following amendments to House Bill 1201 (Senate Bill 1215) be adopted:

AMEND SECTION 1 by deleting the reference to "Item 11" in Section 1, Title III-22 and by substituting instead the reference "Item 10".

AND FURTHER AMEND by deleting in Section 1, Title III-8, item 2. which reads as follows:

2. Division of Industrial Development 2,812,400.00

and by substituting instead the following:

2. Division of Industrial Development 2,412,400.00

and by adjusting all subtotals and totals accordingly.

AND FURTHER AMEND by deleting in Section 1, Title III-26, item 4. which reads as follows:

4. Amortization of Authorized and

Unissued Bonds 30,049,000.00

and by substituting instead the following:

4. Amortization of Authorized and

Unissued Bonds 28,490,000.00

and by adjusting all totals accordingly.

AND FURTHER AMEND by deleting from Section 1, Title III-2, items 1.1 and 2.2 which read as follows:

1.1 Governor's Office 1,981,300.00
2.2 State Planning Office 586,500.00

and by substituting instead the following:

1.1 Governor's Office 1,935,100.00
2.2 State Planning Office 632,700.00

and by adjusting all totals accordingly.

AND FURTHER AMEND SECTION 7 by deleting the citation "Senate Bill No. ___/House Bill No. ___," in Section 7, Item 4 and by substituting instead the citation "Senate Bill No. 1214/House Bill No. 1202,".

THURSDAY, MAY 7, 1987--43rd LEGISLATIVE DAY

AND FURTHER AMEND by adding a new item to Section 7 to read:

Item _____. To provide the first year's debt service on the general obligation bond issue for the Karnes Bridge authorized by Senate Bill No. 2/House Bill No. 1, there is hereby appropriated a sum sufficient from funds available in the highway fund.

AND FURTHER AMEND by adding the following new item to Section 10 to read:

Item _____. The appropriation in Section 1, Title III-16, for Safe Growth is hereby transferred to the State Planning Office.

AND FURTHER AMEND by adding the following new item to Section 12:

Item _____. There is hereby appropriated the sum of \$25,000 to the Department of Conservation for benefit of the U. S. Constitution Bi-Centennial Commission.

AND FURTHER AMEND SECTION 26 by deleting the date "June 30, 1983," in Section 26, item 1 and by substituting instead the date "June 30, 1987,".

AND FURTHER AMEND by deleting the reference to the "Ninety-sixth General Assembly." in Section 26, item 2 and by substituting instead the reference "Ninety-fifth General Assembly."

AND FURTHER AMEND SECTION 42 by adding the following new items:

Item _____. The Commissioner of Finance and Administration is authorized to transfer the appropriations for "Health Planning" and "Law Enforcement Alcohol and Drug Grant Match" made under Section 1, Title III-21, items 1.11 and 1.14 to the appropriate departments and agencies that will be administering these activities.

Item _____. From the appropriations made to the Department of Finance and Administration under Section 1, Title III-2, in Chapter 937, Public Acts of 1986, the Commissioner of Finance and Administration is authorized to transfer a sum sufficient to the Division of Accounts for the implementation of a new centralized accounting and financial reporting system, and said funds are hereby reappropriated for such purpose in the 1987-88 fiscal year.

Item _____. The Commissioner of Finance and Administration is authorized to draw-down disputed federal funds and to reserve the funds to prevent their expenditure until the dispute is settled; and the Commissioner of Finance and Administration in consultation with the State Treasurer is authorized to allocate interest earnings on the draw-down of disputed federal funds and to pay interest earnings to the federal government in those instances when expenditures are ultimately disallowed.

THURSDAY, MAY 7, 1987--43rd LEGISLATIVE DAY

Item __. From the funds appropriated for capital outlay in this act and other acts of the legislature, the Commissioner of Finance and Administration is authorized to charge the administrative costs of the construction programs to the capital outlay appropriations or to transfer from the capital projects fund to the general fund an amount sufficient to cover those costs.

Item __. The appropriations in Section 1, Title III-7 to the Department of Correction are reduced in the amount of \$106,500, and the appropriations in Section 4, Title III-7 are increased in the amount of \$106,500. The Commissioner of Finance and Administration is directed to make these adjustments in the work program allotments to reflect higher estimates of federal grant funds.

Item __. The Commissioner of Finance and Administration may establish a clearing account through which purchases may be disbursed. In the event such account is established, records shall be maintained showing the distribution of such amounts among the various appropriation codes, and any financial reports shall present expenditures as if such expenditures had been made through the individual appropriation accounts.

Item __. From the appropriation made in Section 1, Title III-24, item 1 of this act, the sum of \$900,000.00 is appropriated upon the effective date of this section.

Item __. From the appropriations made to the Department of Correction under Chapter 4, First Extraordinary Session of 1985 and under Section 1, Title III-7, in Chapter 937, Public Acts of 1986, the Commissioner of Finance and Administration is authorized to make transfers between the appropriation items.

Item __. From the appropriations made to the Department of Health and Environment, Hazardous Waste Action Fund, in Section 4, Title III-17, a sum not to exceed \$1,749,800 is appropriated from the hazardous waste remedial action fund authorized under Tennessee Code Annotated, Section 68-46-204.

AND FURTHER AMEND SECTION 43 by adding the following new items to read:

Item __. The unexpended balance of the appropriation made to the Department of Transportation for a new accounting system under Section 46, item 6 in Chapter 937, Public Acts of 1986, is hereby reappropriated to be expended for such purpose in the 1987-88 fiscal year.

Item __. The unexpended balance of the eighty-five thousand dollar (\$85,000.00) appropriation made to the District Attorneys General by the provisions of Section 43 of Chapter 467 of the Public Acts of 1985, and reappropriated for expenditure in fiscal year 1986-87 by the provisions of Section 46, items 15 and 20, of Chapter 937 of the Public Acts of 1986, is hereby reappropriated to be expended for the same purpose in the fiscal year beginning July 1, 1987.

THURSDAY, MAY 7, 1987--43rd LEGISLATIVE DAY

Item __. The unexpended balances of the appropriations made to the Tennessee State Museum in the amount of \$55,000 for the Magna Carta exhibition and in the amount of \$50,000 to computerize the museum inventory of antiques and artifacts are hereby reappropriated to be expended for such purposes in the 1987-88 fiscal year.

Item __. The unexpended balance of the appropriation made to the Department of Human Services for a pilot day care program under Section 12, item 53 in Chapter 937, Public Acts of 1986, is hereby reappropriated to be expended for such purpose in the 1987-88 fiscal year.

Item __. The unexpended balances of the appropriations made to the Department of Conservation, Historical Commission, for the Messages of the Governors of Tennessee, the Biographical Directory of the Tennessee General Assembly, the John Sevier Home Association and the Archie Campbell Museum, which were appropriated under the authority of Chapter 937, Public Acts of 1986, in Section 1, Title III-5, item 2, in Section 12, items 23 and 83 and in Section 46, item 3, are hereby reappropriated to be expended for such purposes in the 1987-88 fiscal year.

Item __. The unexpended balances of the appropriations made to the Memphis Zoo and Aquarium and the Knoxville Zoological park under Section 12, item 65, Chapter 937, Public Acts of 1986, are hereby reappropriated to be expended for such purposes in the 1987-88 fiscal year.

Item __. The unexpended balance of the appropriation made to the Department of Conservation for various archaeological sites under Section 12, item 38, Chapter 937, Public Acts of 1986, is hereby reappropriated to be expended for such purposes in the 1987-88 fiscal year.

Item __. The unexpended balance of the appropriation made to the Department of Education for the Parent Involvement Program under Section 43, Chapter 937, Public Acts of 1986, is hereby reappropriated to be expended for such purposes in the 1987-88 fiscal year.

Item __. The unexpended balance of the appropriations made to the Department of Economic and Community Development under Chapter 937, Public Acts of 1986, which are under contract with the Tennessee Technology Foundation are hereby reappropriated to be expended for such purposes in the 1987-88 fiscal year.

Item __. The unexpended balance of the appropriation made to the Department of Economic and Community Development under Section 12, item 140, Chapter 937, Public Acts of 1986, is hereby reappropriated to be expended for such purpose in the 1987-88 fiscal year.

THURSDAY, MAY 7, 1987--43rd LEGISLATIVE DAY

AND FURTHER AMEND SECTION 50 by deleting the citation "Senate Bill No. ___/House Bill No. ___," in Section 50, Item 1 and by substituting instead the citation "Senate Bill No. 1214/House Bill No. 1202,".

AND FURTHER AMEND SECTION 51 by deleting the section and substituting instead the following:

SECTION __. The provisions of this Section shall take effect upon becoming a law, the public welfare requiring it. There is hereby appropriated from departmental revenues and federal aid funds the amounts hereinafter set out:

	<u>1986-87</u>	<u>1987-88</u>
District Attorneys General		
1. District Attorneys General	\$ -	\$ 10,000
2. District Attorneys General Conference	-	30,000
Total District Attorneys General	\$ -	40,000
Commissions		
1. Advisory Commission on Intergovernmental Relations	\$ -	\$ 50,000
Department of Agriculture		
1. Commodities Distribution	\$ 180,000	\$ -
Department of Correction		
1. Administration	\$ -	\$ 90,000
2. Tennessee State Industries	-	41,100
3. Institutional Farms	-	19,300
4. Local Corrections Programs	-	564,000
Total Correction	\$ -	\$ 714,400
Department of Education		
1. Administration	\$ 159,600	\$ 159,600
2. Improvement of School Personnel	-	623,000
3. Services to Handicapped Children	903,000	-
4. Vocational Education	-	1,880,000
5. Vocational Education Advisory Council	-	19,000
6. Adult Basic Education	-	2,129,000
7. Alvin C. York Agricultural Institute	50,300	-
Total Education	\$1,112,900	\$4,810,600
Department of Commerce and Insurance		
1. Securities	\$ 31,000	\$ -

THURSDAY, MAY 7, 1987--43rd LEGISLATIVE DAY

Department of Mental Health and Mental Retardation		
1. Alcohol and Drug Abuse Community Services	\$ 600,000	\$ -
Department of Military		
1. Air National Guard	\$ 7,100	\$ 28,400
Department of Health and Environment		
1. Laboratory Services	\$ -	\$ 149,600
2. Waste Water Construction Grants	-	140,000
3. Water Quality Control	46,700	23,900
4. Hazardous Waste Action Fund	100,000	1,025,000
5. Maternal and Child Health Services	84,000	112,000
6. Health Promotion	40,200	40,200
Total Health and Environment	\$ 270,900	\$1,490,700
Department of Human Services		
1. Division of Administration	\$ -	\$ 192,000
2. Family Assistance	54,100	454,100
3. Social Services	-	300,000
4. Community Services	-	500,000
5. Rehabilitative Services	732,000	1,350,000
Total Human Services	\$ 786,100	\$2,796,100
TOTAL	\$2,988,000	\$9,930,200

The Commissioner of Finance and Administration is authorized to establish positions associated with the above items and to allocate them to the appropriate organizational units. Any unexpended balances at June 30, 1987, of departmental revenues and federal aid funds appropriated in this section are hereby reappropriated in the fiscal year beginning July 1, 1987.

AND FURTHER AMEND by deleting in its entirety, Section 53 of the bill as introduced and by renumbering subsequent sections.

AND FURTHER AMEND by adding before the effective date section the following new sections, to be appropriately numbered, and renumbering the effective date section accordingly:

SECTION ____ The appropriation by the State of Tennessee to the Tennessee Consolidated Retirement System for the employer pension contribution for state employees and teachers is hereby reduced by two million eight hundred thousand dollars (\$2,800,000). This reduction is a result of the difference between the amount assumed by the actuary for funding the July 1, 1987 cost-of-living increases for retirees and the estimated amount required to fund the cost-of-living increase to be granted to retirees July 1, 1987 in accordance with T.C.A. 8-36-701.

THURSDAY, MAY 7, 1987--43rd LEGISLATIVE DAY

SECTION ____. Funds received by the state as a consequence of the oil overcharge judgments are hereby allocated and appropriated for the following energy conservation purposes:

1. Seven million, five hundred thousand dollars (\$7,500,000) for the low income residential weatherization program administered by the Department of Human Services.
2. One million dollars (\$1,000,000) to the Department of Human Services for the low income energy assistance program (LIEAP).
3. Ten million dollars (\$10,000,000) to the Energy Division in the Department of Economic and Community Development for the institutional conservation program, the state energy conservation program and the energy extension service.

AND FURTHER AMEND Section 12 by adding the following item:

Item ____ In addition to any other funds appropriated by the provisions of this act, there is appropriated the sum of fifty-three thousand dollars (\$53,000) for the purpose of establishing one additional assistant attorney general position in the office of the state attorney general for the purpose of providing additional assistance in the area of bond finance to the state funding board, the Tennessee state school bond authority, and the Tennessee local development authority. The source of the funds appropriated hereby shall be the monies of the state funding board, the Tennessee state school bond authority and the Tennessee local development authority which are available to defray the costs of issuance of bonds and notes and other obligations including legal assistance connected with said issuance and the administration of the programs operated with the proceeds thereof, it being the legislative intent that the position authorized hereby be funded from interdepartmental revenues.

AND FURTHER AMEND Section 12 by adding the following item:

Item ____ There is hereby appropriated one hundred forty-two thousand six hundred forty-nine dollars (\$142,649) to the Department of Correction to provide salary increases to teachers in accordance with SB 63/HB 13.

AND FURTHER AMEND Section 12 by adding the following new item:

Item ____ In addition to any other funds appropriated by the provisions of this act, there is appropriated a sum sufficient to implement the provisions of Senate Bill No. 1077/House Bill No. 1068: The appropriation made by this item shall take effect only if Senate Bill No. 1077/House Bill No. 1068 becomes law.

THURSDAY, MAY 7, 1987--43rd LEGISLATIVE DAY

AND FURTHER AMEND Section 12 by adding the following item:

Item _____. In addition to any other funds appropriated by the provisions of this act, there is appropriated the sum of sixty thousand dollars (\$60,000) in sums of fifteen thousand dollars (15,000) each for the Elk River Development Agency, the Beech River Watershed Development Authority, the Sequatchie Valley Planning and Development Agency and the Upper Duck River Agency.

AND FURTHER AMEND SECTION 10 by adding the following item:

Item _____. From the funds appropriated to the Department of Agriculture (Agricultural Resources), twenty nine thousand dollars (\$29,000) shall be used solely for the purpose of a flood plan management study administered by the Carroll County Watershed Authority. These funds will be considered as the State and local matching funds.

AND FURTHER AMEND Section 12 by adding the following item:

Item _____. In addition to any other funds appropriated by the provisions of this act, there is appropriated the sum of fifty thousand dollars (\$50,000) to the Tennessee Arts Commission to be allocated to the Tipton County Fine Arts Council for the Ruffin Theater, provided that such funds are matched on a one-to-one basis by such Council.

AND FURTHER AMEND Section 12 by adding the following item:

Item _____. In addition to any other funds appropriated by the provisions of this act, there is appropriated the sum of ninety-six thousand dollars (\$96,000) to be allocated to the Tennessee Council for the Hearing Impaired for the initial purchase of telephone devices for the deaf (TDD) units to be provided to the hearing impaired who meet a financial needs test. The Tennessee Council for the Hearing Impaired is authorized and directed to establish the needs test, to develop an appropriate mechanism for the initial purchase of such TDD units as funded hereunder, and to administer the program for the distribution of the units.

AND FURTHER AMEND Section 12 by adding the following item:

Item _____. In addition to any funds appropriated by the provisions of this act, there is appropriated to the Department of General Services, Office of Energy Management (OEM), two hundred ninety-three thousand, three hundred forty-eight dollars (\$293,348) for the purpose of energy management in State buildings, including up to five additional positions.

In addition to any funds appropriated by the provisions of this act, there is appropriated one and one-half million dollars (\$1,500,000), for an Energy Management Capital Fund, for the purpose of energy conservation improvements in state facilities. OEM shall administer

THURSDAY, MAY 7, 1987--43rd LEGISLATIVE DAY

this program providing funding for the most financially attractive projects available. This shall be a capital fund which shall not revert to the general fund at the end of the fiscal year but rather shall remain in the capital fund until such time as it is expended for energy conservation improvements. Expenditures from this fund shall be subject to the approval of the State Building Commission. This capital fund shall be funded from funds received by the State as a consequence of oil overcharge judgments.

AND FURTHER AMEND by adding the following at the end of item 9 of the original Section 45:

There is hereby appropriated a sum sufficient to the department of safety to implement the salary supplement for the department of safety in accordance with the provisions of Tennessee Code Annotated, Title 4, Chapter 7, Part 2. The proceeds of the seventy-five cent (75¢) fee levied in Tennessee Code Annotated, Section 55-4-103(f) shall be credited to the general fund for such purpose.

AND FURTHER AMEND Section 12 by adding the following item:

Item _____. In addition to any other funds appropriated by the provisions of this act, there is appropriated the sum of twenty-five thousand dollars (\$25,000) to the Clarksville-Montgomery County Historical Museum.

AND FURTHER AMEND Section 12 by adding the following item:

Item _____. In addition to any other funds appropriated by the provisions of this act, there is appropriated the sum of twenty-five thousand dollars (\$25,000) to the department of agriculture for the sole purpose of implementing the state viticulture plan and funding the activities of the viticulture advisory board.

AND FURTHER AMEND by adding the following language as new, appropriately numbered items within Section 43, as introduced:

Item _____. The unexpended balance of the appropriation made to the department of conservation by the provisions of Section 12, Item 133, of Chapter 937 of the Public Acts of 1986, for an archaeological survey at Reelfoot Lake, is hereby reappropriated to the department to be expended for such purpose in the 1987-88 fiscal year for protection and interpretation of historical archaeological sites at Reelfoot Lake.

Item _____. The unexpended balance of the appropriation made to the Tennessee wildlife resources agency by the provisions of Section 12, Item 98, of Chapter 937 of the Public Acts of 1986, for the continuation of the Buffer Zone Acquisition Project at Reelfoot Lake, is hereby reappropriated to the agency to be expended in the 1987-88 fiscal year for the continued buffer zone acquisition project at

THURSDAY, MAY 7, 1987--43rd LEGISLATIVE DAY

Reelfoot Lake and to purchase a tract of land on the south border and adjacent to the Kirby Pocket State Park area, approximately ten (10) acres in size.

Item __. The unexpended balance of the appropriation made to the Tennessee wildlife resources agency by the provisions of Section 12, Item 96, of Chapter 937 of the Public Acts of 1986, for land acquisition and draining work at Reelfoot Lake, is hereby reappropriated to the agency to be expended for continued land acquisition below the two hundred eighty-five (285) foot contour line of Reelfoot Lake in the 1987-88 fiscal year.

AND FURTHER AMEND Section 36 by adding the following language at the end of the section:

Employees in the state service shall receive salary increases as follows:

a. employees whose job performance is satisfactory and who have at least 12 months of state service as of July 1, 1987, shall receive a one-step salary increase effective July 1, 1987;

b. employees whose job performance is satisfactory and who have less than 12 months of state service as of July 1, 1987, shall receive a one-step salary increase when they reach 12 months of state service during the 1987-88 fiscal year. The one-step salary increase shall be effective the first day of the month following the completion of the twelfth month;

c. commissioned members of the highway patrol, commissioned members of the motor vehicle enforcement division and other covered employees of the department of safety shall be compensated under the provisions of Tennessee Code Annotated, Title 4, Chapter 7, Part 2;

d. criminal investigators for the District Attorneys General shall receive a four percent (4.0%) salary increase on July 1, 1987;

e. the intent of the one-step salary increase authorized in subsections a and b above is to satisfy the provisions of Tennessee Code Annotated, Section 8-30-214(d).

AND FURTHER AMEND Section 11 by adding the following item:

Item __. From the appropriation made to the Tennessee Foundation Program by this act in Section 1, Title III-9, there is hereby allocated a sum not to exceed one million five hundred thousand dollars (\$1,500,000) for the purpose of reimbursing local education agencies for the cost of implementing Tennessee Code Annotated, Section 49-5-412. The commissioner of education shall equitably adjust the TFP entitlement of each LEA so as to distribute the allocation only to those LEAs with target schools which incurred unreimbursed implementation costs. Such allocation shall be used only to fund full-time supervising principals in the target schools.

THURSDAY, MAY 7, 1987--43rd LEGISLATIVE DAY

AND FURTHER AMEND Section 12 by adding the following item:

Item _____. Subject to the passage of Senate Bill No. 1098 / House Bill No. 1097 and in addition to the appropriation made in Section 1, Title III-3 of this act for the Department of State, there is hereby appropriated the sum of \$31,100 for salary and benefits and \$2,500 for support costs to establish one additional administrative judge position.

AND FURTHER AMEND Section 12 by adding the following item:

Item _____. In addition to any other funds appropriated by the provisions of this act, there is appropriated to the Heritage Museum in Erwin, Tennessee the sum of twenty-five thousand dollars (\$25,000) for the purpose of making general improvements at such museum.

AND FURTHER AMEND Section 42 by adding the following item:

Item _____. In addition to all other funds appropriated by this act to Tennessee State University, there is hereby appropriated an amount of three million dollars (\$3,000,000). It is the legislative intent that this be a non-recurring appropriation and that the funds are to be expended for the following specific purposes:

1987-88

I. Physical Plant/Security Equipment

A. Equipment	
1. Basic Equipment	\$ 500,000
2. Motor Pool/Building Grounds	500,000
B. Supplies and Materials	200,000
Total Physical Plant	<u>\$1,200,000</u>

II. Instructional Equipment/Supplies

A. Equipment	\$1,500,000
B. Supplies	300,000
Total Instructional Equipment/Supplies	<u>\$1,800,000</u>

TOTAL	\$3,000,000
-------	-------------

Further, it is the legislative intent that, subject to the approval of the State Board of Regents, the Higher Education Commission, and the State Building Commission, Tennessee State University be authorized to reallocate appropriated but unexpended capital outlay funds for capital projects which are most important to the well-being of the university.

THURSDAY, MAY 7, 1987--43rd LEGISLATIVE DAY

AND FURTHER AMEND by adding before the effective date section the following new section, to be appropriately numbered, and renumbering the effective date section accordingly:

SECTION ____. In recognition of the priority status of higher salaries for K-12 teachers, the General Assembly urges the Governor to utilize to the maximum extent possible excess funds beyond appropriations set forth in this Act, including establishment of the reserve for revenue fluctuation at \$75,000,000 as provided in section 34, to increase the salaries of teachers in the 1988-89 budget.

AND FURTHER AMEND Section 12 by adding the following item:

Item ____. In addition to any other funds appropriated by the provisions of this act, there is appropriated the sum of two million eight hundred thousand dollars (\$2,800,000) to the Tennessee Consolidated Retirement System for the purpose of funding an increase in retirement benefits as provided under Public Chapter of 1987 (Senate Bill 446 / House Bill 178). The appropriation made in this item shall take effect only if Senate Bill No. 446 / House Bill No. 178 becomes law.

AND FURTHER AMEND Section 12 by adding the following item:

Item ____. In addition to any other funds appropriated by the provisions of this act, there is appropriated the sum of one hundred thousand dollars (\$100,000) to the commission on aging to be used solely and exclusively for funding the retired senior volunteer program (RSVP).

AND FURTHER AMEND Section 12 by adding the following item:

Item ____. In addition to any other funds appropriated by the provisions of this act, there is appropriated the sum of seventeen thousand eighty-eight dollars (\$17,088) to the Department of Correction for the sole purpose of carrying out the provisions of Senate Bill 327 / House Bill 641, (Public Chapter 194). This appropriation is made to fulfill the requirements of Section 9-6-119, TCA.

AND FURTHER AMEND Section 12 by adding the following item:

Item ____. In addition to any other funds appropriated by the provisions of this act, there is appropriated the sum of twenty-nine thousand seven hundred and sixty dollars (\$29,760) to the Department of Correction for the sole purpose of carrying out the provisions of Senate Bill 828/House Bill 748 (Public Chapter ____). This appropriation is made to fulfill the requirements of Section 9-6-119, TCA.

AND FURTHER AMEND Section 10 by adding the following new item:

THURSDAY, MAY 7, 1987--43rd LEGISLATIVE DAY

Item __. There is earmarked out of the monies appropriated to the Obion Forked Deer Authority the sum of \$150,000 for the improvement and construction of dikes on the Obion River in connection with the Turnpike Levee Bridge.

AND FURTHER AMEND Section 12 by adding the following item:

Item __. In addition to any other funds appropriated by the provisions of this act, there is appropriated the sum of fifteen thousand dollars (\$15,000) to the department of education for the sole purpose of funding an education grant-in-aid in such amount to the Children's Museum of Oak Ridge. It is the intention of the general assembly that the appropriation made in this item shall be a one-time, nonrecurring appropriation.

AND FURTHER AMEND Section 12 by adding the following new item:

Item __. In addition to any other funds appropriated by the provisions of this act to the Tennessee Historical Commission, there is hereby appropriated the sum of forty-five thousand dollars (\$45,000) to prepare Volume IV of the Biographical Directory of the Tennessee General Assembly.

AND FURTHER AMEND Section 12 by adding the following item:

Item __. In addition to any other funds appropriated by the provisions of this act, there is appropriated the sum of fifty thousand dollars (\$50,000) to the Tennessee Historical Commission to fund one (1) position and necessary expenses to conduct and complete a statewide survey of historical properties and sites to determine structural conditions, maintenance, and restoration needs, and to compile a comprehensive report of the results and prepare a master plan for accomplishing needed actions.

AND FURTHER AMEND Section 12 by adding the following item:

Item __. In addition to any other funds appropriated by the provisions of this act, there is appropriated the sum of ten thousand dollars (\$10,000) to the Tennessee Council of Juvenile and Family Court Judges to pay the expenses of court support staff in attending training conferences.

AND FURTHER AMEND Section 45 by adding the following item:

Item __. In addition to all other funds appropriated by this act, there is hereby appropriated the sum of sixty thousand dollars (\$60,000) to the Upper Duck River Agency.

AND FURTHER AMEND Section 43 by adding the following item:

Item __. The unexpended balance of the appropriation made to the Tennessee Arts Commission under Section 12, Item

THURSDAY, MAY 7, 1987--43rd LEGISLATIVE DAY

69, in Chapter 937, Public Acts of 1986, is hereby reappropriated to be expended for such purposes in the 1987-88 fiscal year.

AND FURTHER AMEND Section 12 by adding the following item:

Item __. In addition to any other funds appropriated by this act, there is appropriated an additional sum of eighty thousand dollars (\$80,000) to the Tennessee Arts Commission for the purpose of making an annual grant of that amount to Fisk University to employ a curator, security staff and other employees necessary to allow the Stieglitz Collection at Fisk University to be open to the public; to enable other art exhibits at Fisk University to be open to the public; to employ a docent to prepare educational materials and tours; to provide public information concerning the availability of the artistic and cultural resources at Fisk University and to provide other necessary staff or services to implement the preceding purposes.

In consideration of the funds made available to Fisk University pursuant to the provisions of this act, such university shall execute an agreement with the state of Tennessee to admit, free of admission or any other fees, any junior or senior high school student enrolled in any public school who is accompanied by a teacher for educational purposes to the Stieglitz Collection or any other art exhibit which receives funds pursuant to this item which is otherwise open to the public.

AND FURTHER AMEND Section 12 by adding the following item:

Item __. In addition to any other funds appropriated by the provisions of this act, there is appropriated a sum sufficient to implement the provisions of Senate Bill No. 270 / House Bill No. 810. The appropriation made by this item shall take effect only if Senate Bill No 270 / House Bill No. 810 becomes law.

AND FURTHER AMEND Section 12 by adding the following new item:

Item __. In addition to any other funds appropriated by the provisions of this act, there is appropriated the sum of seventy five thousand dollars (\$75,000) to the government of Metropolitan Nashville-Davidson County to assist the county in developing a boat ramp in the Cockrill Bend area. The appropriation made by this item shall be held by the commissioner of finance and administration until he has received certification that a local matching amount of at least one dollar (\$1.00) in local funds is available for every two dollars (\$2.00) in state funds for the purpose herein stated.

THURSDAY, MAY 7, 1987--43rd LEGISLATIVE DAY

AND FURTHER AMEND Section 12 by adding the following item:

Item _____. In addition to any other funds heretofore appropriated, or appropriated by this act, there is hereby appropriated the sum of seventy-five thousand dollars (\$75,000) to the city of Jackson to begin restoration of the Jackson Carnegie Library, to provide a one dollar to one dollar state match to local funds.

AND FURTHER AMEND Section 12 by adding the following item:

Item _____. In addition to any other funds appropriated by the provisions of this act, there is appropriated the sum of fifty thousand dollars (\$50,000) to the Zoological Society of Middle Tennessee, subject to a dollar-for-dollar match of such funds by The Society and subject to the approval of the Commissioner of Finance and Administration.

AND FURTHER AMEND Section 12 by adding the following item:

Item _____. In addition to any other funds appropriated by the provisions of this act, there is appropriated the sum of seventy-nine thousand nine hundred seven dollars (\$79,907) for the sole purpose of implementing the provisions of House Bill No. 460 / Senate Bill No. 277 to be allocated as follows:

- Three (3) public defenders\$21,588
- Four (4) district public defenders 23,988
- One (1) assistant public defender 34,331.

The appropriation made in this item shall only take effect if House Bill No. 460 / Senate Bill No. 277 becomes law, and shall be subject to the approval of the commissioner of finance and administration.

AND FURTHER AMEND Section 12 by adding the following item:

Item _____. In addition to any other funds appropriated by the provisions of this act, there is appropriated the sum of fifty-one thousand three hundred thirty-three dollars (\$51,333) to be refunded to the Jackson-Madison County General Hospital District, representing the recording fee paid by such hospital district for filing a UCC financing statement relative to a refunding revenue bond financing which a 1986 act made unnecessary. This appropriation is subject to the approval of the commissioner of finance and administration.

AND FURTHER AMEND Section 10 by adding the following item:

Item _____. Expenditures from the appropriation made in Section 1, Title III-16, Item 2.3 to the Health Related

THURSDAY, MAY 7, 1987--43rd LEGISLATIVE DAY

Boards shall be subject to approval by the Commissioner of Health and Environment.

AND FURTHER AMEND Section 11 by adding the following item:

Item ___. Notwithstanding any provision of law to the contrary, there is hereby appropriated to the Tennessee Foreign Language Institute the following:

- (a) the sum of eighty five thousand dollars (\$85,000.00); and
- (b) the unexpended balance of funds appropriated in Item 116, Section 12, Chapter 937, Public Acts of 1986.

It is the legislative intent by these provisions to assure that the Tennessee Foreign Language Institute will have an operating budget sufficient to carry out its purposes in FY 1987-88 in accordance with Chapter 801, Public Acts of 1986.

Further, it is legislative intent that the appropriation made in Item 117, Section 12, Chapter 937, Public Acts of 1986, shall revert to the General Fund if matching funds are not contributed to the Tennessee Foreign Language Institute Endowment Fund by June 30, 1990.

AND FURTHER AMEND Section 12 by adding the following item:

Item ___. In addition to any other funds appropriated by the provisions of this act, there is appropriated the sum of twenty-five thousand dollars (\$25,000) to the Cloverbottom Association for the purpose of renovation, repair, maintenance, and general operating expenses of the Cloverbottom Mansion and Grounds. This appropriation is subject to Senate Bill 381 (House Bill 125) becoming a law.

AND FURTHER AMEND Section 12 by adding the following item:

Item ___. In addition to any other funds appropriated by the provisions of this act, there is appropriated the sum of one hundred thousand dollars (\$100,000) to the Memphis and Shelby County YMCA as the state contribution to the construction of a new downtown YMCA Wellness and Fitness Center.

AND FURTHER AMEND Section 12 by adding the following item:

Item ___. In addition to any other funds appropriated by the provisions of this act, there is appropriated the sum of sixty-three thousand two hundred dollars (\$63,200) to the department of human services to insure that reimbursement paid by the department, on behalf of low-income families, to the providers of child and/or infant care services is paid in a manner which does not discriminate with regard to whether such services are rendered by a day-care center,

THURSDAY, MAY 7, 1987--43rd LEGISLATIVE DAY

family day-care home, or group day-care home. This appropriation is subject to Senate Bill 966 (House Bill 621) becoming a law.

AND FURTHER AMEND Section 10 by adding the following item:

Item _____. Out of funds appropriated to the Department of Conservation, there is hereby allocated the sum of two hundred thousand dollars (\$200,000) for the promotion of state parks.

AND FURTHER AMEND Section 12 by adding the following item:

Item _____. In addition to any other funds appropriated by the provisions of this act, there is appropriated the sum of sixty-five thousand dollars (\$65,000) to the department of education for the sole purpose of funding, for the 1987-1988 school year, the Parenting/Learning Center at Rule High School, Knoxville, Tennessee as a model educational program for responsible decision making, teen pregnancy prevention, parenting skills development, child care training, and day care support services for student parents. Such funds may be expended by the Parenting/Learning Center for salaries, equipment, maintenance, supplies, operational expenses, and informational and consultative assistance to other local education agencies which may desire to emulate, in whole or in part, the model program. Such funds shall be made available to the center in a lump sum prior to October 1, 1987.

AND FURTHER AMEND Section 12 by adding the following item:

Item _____. In addition to any other funds appropriated by the provisions of this act, there is appropriated the sum of fifty thousand dollars (\$50,000) to the department of mental health and mental retardation for the sole purpose of renovation and repair of the Sertoma Learning Center, located in Knoxville.

AND FURTHER AMEND Section 12 by adding the following item:

Item _____. In addition to any other funds appropriated by the provisions of this act, there is appropriated the sum of twenty five thousand dollars (\$25,000) to Houston County and \$25,000 to Stewart County for building renovation, construction or repair. The appropriation made by this item shall be held by the commissioner of finance and administration until he has received certification that a local matching amount of at least one dollar (\$1.00) in local funds is available for every one dollar (\$1.00) in state funds for the purpose herein stated.

AND FURTHER AMEND Section 52 by deleting the figure "\$11,400,000.00" and substituting instead the figure "\$5,000,000.00".

THURSDAY, MAY 7, 1987--43rd LEGISLATIVE DAY

AND FURTHER AMEND Section 12 by adding the following item:

Item ___. In addition to any other funds appropriated by the provisions of this act, there is appropriated to the City of Lebanon the sum of ninety-nine thousand dollars (\$99,000) for the sole purpose of purchasing industrial property in Wilson County. This appropriation is subject to a one-to-one match with local funds. Any unspent funds provided by this item and remaining at the end of fiscal year 1986-87 shall not revert and shall be carried forward for this same purpose in fiscal year 1987-88.

AND FURTHER AMEND Section 12 by adding the following item:

Item ___. In addition to any other funds appropriated by the provisions of this act, there is hereby appropriated to the Tennessee Arts Commission such funds as shall be allocated under the provisions of SB 1001/HB 1122 in the fiscal year 1987-88. This appropriation shall be subject to SB 1001/HB 1122 becoming a law.

AND FURTHER AMEND Section 12 by adding the following item:

Item ___. In addition to any other funds appropriated by the provisions of this act, there is appropriated the sum of fifty-one thousand five hundred dollars (\$51,500) for the completion of Phase III of the Etowah Rail Excursion in cooperation with the Departments of Economic and Community Development and Transportation and the Seaboard Railroad.

AND FURTHER AMEND Section 10 by adding the following item:

Item ___. Out of fees collected by the Department of Commerce and Insurance, there is hereby allocated to the Department of Commerce and Insurance the sum of twelve thousand, one hundred seventy-two dollars (\$12,172) for the sole purpose of implementing the provisions of Chapter No. 141 of the Public Acts of 1987.

AND FURTHER AMEND Section 12 by adding the following item:

Item ___. In addition to any other funds appropriated by the provisions of this act, there is appropriated the sum of sixty-two thousand five hundred dollars (\$62,500) to the Memphis Minority Business Development Center for the purpose of matching federal funds and obtaining a computerized construction estimating system.

AND FURTHER AMEND Section 12 by adding the following item:

Item ___. In addition to any other funds appropriated by the provisions of this act, there is appropriated the sum of sixty-two thousand, five hundred dollars (\$62,500) to the Nashville Minority Business Development Center.

THURSDAY, MAY 7, 1987--43rd LEGISLATIVE DAY

AND FURTHER AMEND Section 12 by adding the following item:

Item ___. In addition to the funds appropriated under Section 1, Title III-18, for child abuse prevention/domestic violence programs, there is hereby appropriated an additional, non recurring, sum of fifty thousand dollars (\$50,000), with one-half (1/2) of this sum to be expended on child abuse prevention programs and one-half (1/2) to be expended according to the existing funding schedule.

AND FURTHER AMEND Section 12 by adding the following item:

Item ___. In addition to any other funds appropriated to the Department of Health and Environment, there is hereby appropriated an additional seventy-seven thousand dollars (\$77,000) to implement the provisions of Senate Bill 797/House Bill 495. These funds will allow reimbursement for a total of 42 additional beds in licensed residential homes for the aged in Dyer, Haywood, Trousdale, and White County subject to the rules and regulations of the Department of Health and Environment. Furthermore, the appropriation made by this item is subject to SB 797/HB 495 becoming law.

AND FURTHER AMEND Section 10 by adding the following item:

Item ___. Out of fees collected under the provisions of Senate Bill 1134 (House Bill 1126), there is hereby appropriated the sum of two hundred twenty-one thousand dollars (\$221,000) for the purpose of implementing Senate Bill 1134 (House Bill 1126), if such bill becomes a law.

AND FURTHER AMEND Section 12 by adding the following item:

Item ___. In addition to any other funds appropriated by the provisions of this act, there is appropriated the sum of fifty thousand dollars (\$50,000) for the purpose of implementing Senate Bill 386/House Bill 752, if such bill becomes a law.

AND FURTHER AMEND Section 12 by adding the following item:

Item ___. In addition to any other funds appropriated by the provisions of this act, there is appropriated the sum of ninety-nine thousand dollars (\$99,000) to Sequatchie County for an industrial building.

AND FURTHER AMEND Section 12 by adding the following item:

Item ___. In addition to any other funds appropriated by the provisions of this act, there is appropriated the sum of seven thousand five hundred dollars (\$7,500) to the Tennessee U.S. Constitution Bicentennial Commission.

AND FURTHER AMEND Section 12 by adding the following item:

THURSDAY, MAY 7, 1987--43rd LEGISLATIVE DAY

Item ___. In addition to any other funds appropriated by the provisions of this act, there is appropriated the sum of two hundred forty thousand dollars (\$240,000) to be allocated as follows:

East Tennessee Human Resource Agency Knoxville, TN	\$30,000
First Tennessee Human Resource Agency Johnson City, TN	30,000
Mid Cumberland Human Resource Agency Nashville, TN	30,000
Northwest Human Resource Agency Martin, TN	30,000
South Central Human Resource Agency Fayetteville, TN	30,000
South East Human Resource Agency Dunlap, TN	30,000
Southwest Human Resource Agency Henderson, TN	30,000
Upper Cumberland Human Resource Agency Algood, TN	30,000

All funds appropriated pursuant to this item shall be administered by the comptroller of the treasury. Provided, however, that each such human resource agency shall match on a dollar for dollar basis from local government funds the state appropriation made in this item prior to July 31, 1987, or the appropriation made to such agency shall be void and of no effect.

AND FURTHER AMEND Section 10 by adding the following item:

Item ___. From the funds appropriated under Section 1, Title III-5, Item 10 to the Division of Community Services in the Department of Conservation for grants to the Knoxville Zoo, fifty thousand dollars (\$50,000) shall be allocated to the Knoxville Zoo and fifty thousand dollars (\$50,000) shall be allocated for renovation of existing buildings located in Chilhowee Park in Knoxville.

AND FURTHER AMEND Section 12 by adding the following item:

Item ___. In addition to any other funds appropriated by the provisions of this act, there is appropriated the sum of fifty thousand dollars (\$50,000) to the department of agriculture for the purpose of making a grant to purchase land to enable the establishment of a non-profit, farmer owned and operated hydrocooler vegetable project in Cannon County.

THURSDAY, MAY 7, 1987--43rd LEGISLATIVE DAY

AND FURTHER AMEND by deleting Section 1, Title III-1, item 3.1 which reads as follows:

3.1 Secretary of State \$ 2,707,700.00

by substituting instead the following:

3.1 Secretary of State \$ 2,721,500.00

and by adjusting the resultant totals and subtotals accordingly.

AND FURTHER AMEND by deleting the second sentence of Item 7 of Section 10 in its entirety and by substituting instead the following:

The salary of each member of the State Election Commission shall be seven thousand two hundred dollars (\$7,200) annually, except that for the additional duties required of them, the Chairman shall be paid an additional one thousand eight hundred dollars (\$1,800) annually and the Secretary shall be paid an additional one thousand two hundred dollars (\$1,200) annually.

AND FURTHER AMEND Section 12 by adding the following item:

Item _____. In addition to any other funds appropriated by the provisions of this act, there is appropriated the sum of eleven thousand one hundred forty-two dollars (\$11,142) to the health facilities commission for the sole purpose of creating and funding one new position. The appropriation made in this item is subject to the approval of the commissioner of finance and administration.

AND FURTHER AMEND Section 10 by adding the following item:

Item _____. From the funds appropriated to the department of conservation by the provisions of this act, there is transferred the sum of seventeen thousand five hundred dollars (\$17,500) to the department of transportation for the sole purpose of providing matching funds for Morgan County to match federal funds under the Federal Bridge Repair Program to replace the bridge over Flat Creek to provide access to Frozen Head Natural Area. The appropriation made in this item is subject to the approval of the commissioner of transportation and it is the legislative intent that such appropriation be nonrecurring.

AND FURTHER AMEND Section 12 by adding the following item:

Item _____. In addition to any other funds appropriated by the provisions of this act, there is appropriated the sum of one hundred twenty-five thousand dollars (\$125,000) to the

THURSDAY, MAY 7, 1987--43rd LEGISLATIVE DAY

department of conservation for the sole purpose of completing the swimming pool at Indian Mountain State Park. The appropriation made in this item is subject to the approval of the commissioner of finance and administration.

AND FURTHER AMEND Section 12 by adding the following item:

Item ___. In addition to all other funds appropriated to the Children's Services Commission, there is hereby appropriated the sum of fifty thousand dollars (\$50,000) for the sole purpose of providing five (5) Court Appointed Special Advocate (CASA) programs in Shelby, Hamblen, Davidson and Hamilton Counties, and in upper east Tennessee.

AND FURTHER AMEND Section 12 by adding the following item:

Item ___. In addition to any other funds appropriated by the provisions of this act, there is appropriated the sum of fifty thousand dollars (\$50,000) to the General Assembly to defray the expenses of the National Conference of State Legislatures to be held in Nashville in 1990. The appropriation made in this subsection shall not revert to the general fund on June 30, 1988 but shall be carried forward in a reserve for such purpose.

AND FURTHER AMEND Section 12 by adding the following item:

Item ___. In addition to any other funds appropriated by the provisions of this act, there is appropriated the sum of sixteen thousand dollars (\$16,000) for membership dues for the state of Tennessee for the Mississippi River Parkway Commission.

AND FURTHER AMEND Section 10 by adding the following item:

Item ___. Any funds appropriated to the legislature by the provisions of this act which are unobligated or unexpended on June 30, 1988 shall not revert to the general fund but shall be carried forward in a reserve to be expended subject to the allocation of such funds by joint action of the Speaker of the House of Representatives and the Speaker of the Senate.

AND FURTHER AMEND Section 12 by adding the following item:

Item ___. In addition to any other funds appropriated by the provisions of this act, there is appropriated the sum of forty thousand, two hundred forty dollars (\$40,240) for the purpose of implementing Senate Bill 686 / House Bill 747, if such bill becomes a law.

AND FURTHER AMEND Section 10 by adding the following item:

Item ___. From the funds appropriated by the provisions of this act to the department of health and environment, there

THURSDAY, MAY 7, 1987--43rd LEGISLATIVE DAY

is earmarked the sum of sixty-eight thousand, five hundred dollars (\$68,500) for the purpose of implementing Senate Bill 1200 / House Bill 1186, if such bill becomes a law.

AND FURTHER AMEND Section 10 by adding the following item:

Item __. From the funds appropriated by the provisions of this act to the department of transportation, there is earmarked the sum of twelve thousand dollars (\$12,000) for the sole purpose of erecting four (4) interstate signs on Interstate Highway 1-240 designating the Fraser and Raleigh exits as required by Senate Bill No. 1038/ House Bill No. 777. The appropriation made in this item shall not take effect unless Senate Bill No. 1038/ House Bill No. 777 becomes law.

AND FURTHER AMEND by deleting from Section 1, Title III-1, item 3.3 which reads:

3.3 Public Documents	\$ 618,100.00
-----------------------------	----------------------

and substituting instead:

3.3 Public Documents	360.100.00
-----------------------------	-------------------

and by adjusting all sub-totals and totals accordingly.

AND FURTHER AMEND by adding the following new items at the end of Section 42, as introduced:

Item _____. There is hereby appropriated the sum of \$258,000 to the Secretary of State to publish the Tennessee Blue Book. The unexpended balance of this appropriation at June 30, 1987, is hereby reappropriated to be expended for such purpose in the 1987-88 fiscal year.

AND FURTHER AMEND Section 10 by adding the following item:

Item _____. With respect to state appropriations, the Institute for African Affairs shall operate within the approved budget which is incorporated into Section 1, Title III-10, 4.3e, it being the legislative intent that appropriations for instruction and other purposes to Tennessee State University not be diminished to provide additional support to the Institute.

AND FURTHER AMEND by adding a new section to read as follows:

Section .

(1) There is hereby appropriated a sum not to exceed six hundred sixty-five thousand dollars (\$665,000) to the Tennessee Consolidated Retirement System for the purposes of carrying out the provisions of Chapter of the Public Acts of 1987, Senate Bill 16/House Bill 7.

THURSDAY, MAY 7, 1987--43rd LEGISLATIVE DAY

(2) There is hereby appropriated to the Tennessee Treasury Department, Division of Retirement, the sum of seventeen thousand dollars (\$17,000) in order to provide one (1) additional staff position, as will be necessary if Senate Bill 16/House Bill 7 becomes a law.

(3) The appropriations made in this section shall be effective only if Senate Bill 16/House Bill 7 becomes a law.

AND FURTHER AMEND Section 12 by adding the following item:

Item ___. In addition to any other funds appropriated by the provisions of this act, there is appropriated the sum of thirty-three thousand dollars (\$33,000) to the Tennessee Historical Commission for the sole purpose of making a grant in such amount to the Dickson-Williams Restoration Foundation to aid in the restoration of the Dickson-Williams Home.

AND FURTHER AMEND Section 12 by adding the following item:

Item ___. In addition to any funds appropriated by the provisions of this act, there is appropriated to the department of conservation the sum of seventeen thousand five hundred dollars (\$17,500) for the sole purpose of installing a six inch (6") water line from the Big Creek Utility District to the Savage Gulf Recreation Area.

AND FURTHER AMEND Section 12 by adding the following item:

Item ___. In addition to any other funds appropriated by the provisions of this act, there is appropriated the sum of forty thousand dollars (\$40,000) to the department of education for the sole purpose of developing and implementing a program of technical support and assistance for local education agencies which initiate implementation of family life education in conformity with the guidelines established by the state board of education. The appropriation made in this item is subject to the approval of the commissioner of finance and administration.

AND FURTHER AMEND Section 12 by adding the following item:

Item ___. In addition to other funds appropriated by this act, there is hereby appropriated to the Department of Commerce and Insurance the sum of twenty thousand one hundred ninety-three dollars (\$20,193) for the sole purpose of implementing the provisions of SB 807/HB 554. The appropriation contained in this item shall have no effect unless SB 807/HB 554 becomes law. Such funds shall be appropriated from fees generated pursuant to such act.

AND FURTHER AMEND by adding a new item to Section 10, as introduced, to read:

THURSDAY, MAY 7, 1987--43rd LEGISLATIVE DAY

Item ____ . That portion of the sum of two hundred twenty-five thousand dollars (\$225,000) in capital outlay funds for state employee cafeteria equipment for use in the cafeteria in the Andrew Jackson Building and the cafeteria in the Legislative Plaza appropriated to the department of general services in Section 1, Item III-24, item 2 shall not be obligated or expended until the department has conducted a search for a private vendor to operate such cafeterias and reported its findings to the finance, ways and means committees in both houses.

AND FURTHER AMEND by deleting from SECTION 1., Title III-25, the following items:

1.4 Planning and Research	600,000.00
1.8 Federal Secondary Construction	4,500,000.00
1.11 Interstate Construction	10,700,000.00
1.12 State Highway Construction	158,500,000.00
1.16 Metropolitan - Urban	3,400,000.00
1.17 Highway Safety Construction	800,000.00
1.18 Bridge Replacement	9,900,000.00
1.20 Aeronautics	3,000,000.00
1.22 Waterways and Rail	1,500,000.00

and by substituting instead the following items:

1.4 Planning and Research	500,000.00
1.8 Federal Secondary Construction	4,000,000.00
1.11 Interstate Construction	6,100,000.00
1.12 State Highway Construction	172,400,000.00
1.16 Metropolitan - Urban	3,100,000.00
1.17 Highway Safety Construction	500,000.00
1.18 Bridge Replacement	1,800,000.00
1.20 Transportation Equity Fund	10,900,000.00

and by adjusting all totals accordingly.

AND FURTHER AMEND by deleting from SECTION 4., Title III.-22, the following items:

1. Planning and Research	3,300,000.00
3. Federal Secondary Construction	13,500,000.00
4. Interstate Construction	102,100,000.00
5. State Highway Construction	46,500,000.00
9. Highway Safety Construction	8,600,000.00
10. Metropolitan - Urban	14,200,000.00
11. Bridge Replacement	66,500,000.00
12. Aeronautics	2,100,000.00
14. Waterways and Rails	500,000.00

THURSDAY, MAY 7, 1987--43rd LEGISLATIVE DAY

and by substituting instead the following items:

1. Planning and Research	3,000,000.00
3. Federal Secondary Construction	13,300,000.00
4. Interstate Construction	95,800,000.00
5. State Highways - Construction	59,900,000.00
9. Highway Safety Construction	9,000,000.00
10. Metropolitan - Urban	13,400,000.00
11. Bridge Replacement	58,100,000.00
12. Transportation Equity Fund	2,600,000.00

and by adjusting all totals accordingly.

AND FURTHER AMEND Section 43 by adding the following items:

Item __. The unexpended balance of the appropriation made to the Department of General Services for Public Works - Nashville under Section 1, Title III-2, item 6.4 in Chapter 937, Public Acts of 1986, is hereby reappropriated to be expended for such purpose in the 1987-88 fiscal year.

Item __. The unexpended balance of the appropriation made to the Department of Economic and Community Development under Section 1, Title III-8, in Chapter 937, Public Acts of 1986, is hereby reappropriated in an amount not to exceed \$100,000 to be expended for a study of the births and deaths of businesses in the 1987-88 fiscal year.

AND FURTHER AMEND Section 10 by adding the following item:

Item __. From the appropriations made in this act, no funds may be obligated, encumbered and/or expended for the group home to be operated by SMS Community Housing, Inc. (principals: Southeast Mental Health Center, Southwest-Whitehaven Mental Health Center, and Midtown Mental Health Center) at the location on Holmes Road in Memphis, Tennessee. This item is subject to the approval of the commissioner of finance and administration.

AND FURTHER AMEND Section 12 by adding the following item:

Item __. In addition to any other funds appropriated by the provisions of this act, there is appropriated the sum of twenty thousand dollars (\$20,000) for the sole purpose of providing the state share of the cost under an agreement with the U. S. Forest Service to keep the Southern Forest Experiment Station (Silviculture Laboratory) in operation at the University of the South in Sewanee.

AND FURTHER AMEND Section 10 by adding the following item:

THURSDAY, MAY 7, 1987--43rd LEGISLATIVE DAY

Item __. Subject to revenues and passage of HB 1121 (SB 1093), \$250,000 to support five (5) positions and related expenses is earmarked from the funds appropriated to the Department of Health and Environment for the administration of the Tennessee Coal Surface Mining Act of 1987. This is to allow the department to collect permit fees and performance bonds and regulate the coal surface mining operations of two acres or less in Tennessee.

AND FURTHER AMEND Section 10 by adding the following item:

Item __. From the funds appropriated to the Department of Health and Environment by the provisions of this act, there is hereby earmarked the sum of ninety-nine thousand nine hundred dollars (\$99,900) and the authorization for four (4) additional positions is provided to implement the provisions of Senate Bill 1098/House Bill 1097. The appropriation made by this item is subject to Senate Bill 1098/House Bill 1097 becoming law.

AND FURTHER AMEND Section 12 by adding the following item:

Item __. In addition to any other funds appropriated by the provisions of this act, there is appropriated the sum of five hundred thousand dollars (\$500,000) to the Department of Tourism for the purpose of advertising Tennessee tourism opportunities and attractions. At least one hundred thousand dollars (\$100,000) of such advertising shall be in media directed to black tourists.

AND FURTHER AMEND Section 12 by adding the following new item:

Item __. In addition to any other funds appropriated by the provisions of this act, there is appropriated the sum of one hundred and fifty thousand dollars (\$150,000.00) to fund the Tennessee Main Street Program for the economic revitalization of central business district areas in communities in all ninety-five (95) counties in the State of Tennessee. Provided, however, that such funds shall only be appropriated for such purpose if federal funds are not appropriated for such purpose by October 1, 1987.

AND FURTHER AMEND Section 12 by adding the following item:

Item __. In addition to any other funds appropriated by the provisions of this act, there is appropriated the sum of eighty-eight thousand dollars (\$88,000) for the purpose of making necessary improvements at Camp-Discovery.

AND FURTHER AMEND Section 12 by adding the following item:

Item __. In addition to any other funds appropriated by the provisions of this act, there is appropriated a sum sufficient not to exceed two hundred fifty thousand dollars (\$250,000) to the department of agriculture for the West Tennessee Agricultural Museum in Milan.

THURSDAY, MAY 7, 1987--43rd LEGISLATIVE DAY

AND FURTHER AMEND Section 10 by adding the following item:

Item ___. Out of funds appropriated to the Department of Commerce and Insurance, there is hereby allocated the sum of nine thousand, six hundred forty-four dollars (\$9,644.00) for the purpose of implementing Senate Bill 566 / House Bill 385, if such bill becomes a law. The appropriation contained in this item shall have no effect unless Senate Bill 566/House Bill 385 becomes law.

AND FURTHER AMEND Section 12 by adding the following item:

Item ___. In addition to any other funds appropriated by the provisions of this act, there is appropriated the sum of one hundred four thousand four hundred twenty-six dollars (\$104,426) to the motor vehicle commission for the purpose of creating and funding five (5) new positions and additional operating expenses. The appropriation made in this item shall only take effect if Senate Bill No. 473 / House Bill No. 201 becomes law.

AND FURTHER AMEND Section 12 by adding the following item:

Item ___. In addition to any other funds appropriated by the provisions of this act, there is appropriated the sum of four hundred and seventy-five thousand dollars (\$475,000) to the State Building Commission for the purpose of preplanning for three (3) eighteen (18) hole golf courses designed to United States Golf Association standards, one (1) at Reelfoot Lake State Park, one (1) at Rock Island State Park and one (1) at Natchez Trace State Park. This appropriation is subject to the conduct of a feasibility study by the State Building Commission indicating that construction of the courses will be economically sustainable.

AND FURTHER AMEND Section 12 by adding the following item:

Item ___. In addition to any other funds appropriated by the provisions of this act, there is appropriated a sum not to exceed the sum of five hundred thousand dollars (\$500,000) to the Tennessee historical commission for the sole purpose of roof replacements and upgrading drainage systems at eight historic sites. The appropriation made in this item is subject to the approval of the commissioner of finance and administration and the commissioner of conservation.

AND FURTHER AMEND Section 12 by adding the following item:

Item ___. There is appropriated the sum of sixty-five thousand, two hundred ninety dollars (\$65,290) to the Department of Commerce and Insurance for the sole purpose of administering and enforcing the provisions of Chapter No. 120 of the Public Acts of 1987. Such funds shall be appropriated solely from fees generated pursuant to such act.

AND FURTHER AMEND Section 12 by adding the following item:

Item _____. There is hereby appropriated to the Department of Commerce and Insurance the sum of two hundred seventy-six thousand six hundred forty-five dollars (\$276,645) for the sole purpose of implementing the provisions of Senate Bill 1023/House Bill 1029. The appropriation contained in this item shall have no effect unless Senate Bill 1023/House Bill 1029 becomes law. Such funds shall be appropriated from fees generated pursuant to such act.

AND FURTHER AMEND Section 12 by adding the following item:

Item _____. In addition to any other funds appropriated by the provisions of this act, there is appropriated a sum sufficient not to exceed five hundred thousand dollars (\$500,000.) to the Department of Correction for the purpose of increasing the number of community placements of juvenile offenders in secure beds in the Shelby Training Center. It is the intent of the General Assembly that Shelby County will proportionately reduce the number of juvenile offenders sent to the Tennessee Department of Correction. The appropriation made in this item is subject to the approval of the commissioner of finance and administration.

AND FURTHER AMEND Section 12 by adding the following item:

Item _____. In addition to any other funds appropriated by the provisions of this act, there is appropriated a sum sufficient for the purpose of implementing Senate Bill 702/ House Bill 243 (Chapter 112 of the Public Acts of 1987). Such funds shall be appropriated from fees generated pursuant to such act.

Mr. Bragg moved that the Report of the Conference Committee on Senate Bill No. 1215 be adopted and made the action of the House, which motion prevailed by the following vote:

Ayes	99
Noes	0

Representatives voting aye were: Bell, Bewley, Bivens, Bragg, Buck, Burnett, Bushing, Byrd, Cain, Chiles, Clark, Coffey, Collier, Copeland, Crain, Cross, Curlee, Davidson, Davis (Cocke), Davis (Gibson), Davis (Knox), DeBerry, DePriest, Dixon, Drew, Duer, Ellis, Frensey, Gaia, Garrett, Good, Harrill, Hassell, Hawkins, Head, Henry, Herron, Hillis, Hobbs, Holcomb, Holt, Hurley, Huskey, Ivy, Jackson, Jared, Jones, R. (Shelby), Jones, U. (Shelby), Kent, Kernell, King, Kisber, Lawson, Long, Love, May, McAfee, Miller,

THURSDAY, MAY 7, 1987--43rd LEGISLATIVE DAY

Montgomery, Moody, Moore (Lawrence), Moore (Shelby), Naifeh, Nance, Napier, Odom, Peroulas, Phillips, Pruitt, Purcell, Rhinehart, Ridgeway, Robinson (Davidson), Robinson (Hamilton), Robinson (Washington), Scruggs, Severance, Shirley, Stafford, Stallings, Starnes, Swann, Tankersley, Tanner, Turner (Hamilton), Turner, C. (Shelby), Turner, L. (Shelby), Ussery, Webb, West, Wheeler, Whitson, Williams, Winningham, Wix, Wolfe, Wood, Yelton and Mr. Speaker Murray--99.

A motion to reconsider was tabled.

House Bill No. 1--Bridge Construction:

On motion, House Bill No. 1 was made to conform with Senate Bill No. 2.

On motion, Senate Bill No. 2, on same subject, was substituted for House Bill No. 1.

Mr. Scruggs moved that Senate Bill No. 2 be passed on third and final consideration, which motion prevailed by the following vote:

Ayes	98
Noes	0

Representatives voting aye were: Bell, Bewley, Bivens, Bragg, Buck, Burnett, Bushing, Byrd, Cain, Chiles, Clark, Coffey, Collier, Copeland, Crain, Cross, Curlee, Davidson, Davis (Cocke), Davis (Gibson), Davis (Knox), DeBerry, DePriest, Dixon, Drew, Duer, Ellis, Frensley, Gaia, Garrett, Good, Harrill, Hassell, Hawkins, Head, Henry, Herron, Hillis, Hobbs, Holcomb, Holt, Hurley, Huskey, Ivy, Jackson, Jared, Jones, U. (Shelby), Kent, Kernell, King, Kisber, Lawson, Long, Love, May, McAfee, Miller, Montgomery, Moody, Moore (Lawrence), Moore (Shelby), Naifeh, Nance, Napier, Odom, Peroulas, Phillips, Pruitt, Purcell, Rhinehart, Ridgeway, Robinson (Davidson), Robinson (Hamilton), Robinson (Washington), Scruggs, Severance, Shirley, Stafford, Stallings, Starnes, Swann, Tankersley, Tanner, Turner (Hamilton), Turner, C. (Shelby), Turner, L. (Shelby), Ussery, Webb, West, Wheeler, Whitson, Williams, Winningham, Wix, Wolfe, Wood, Yelton and Mr. Speaker Murray--98.

A motion to reconsider was tabled.

House Bill No. 888--Sales tax convention center.

On motion, House Bill No. 888 was made to conform with Senate Bill No. 1076.

THURSDAY, MAY 7, 1967--43rd LEGISLATIVE DAY

On motion, Senate Bill No. 1076, on same subject, was substituted for House Bill No. 888.

Mr. Huskey moved that Senate Bill No. 1076 be passed on third and final consideration, which motion prevailed by the following vote:

Ayes	99
Noes	0

Representatives voting aye were: Bell, Bewley, Bivens, Bragg, Buck, Burnett, Bushing, Byrd, Cain, Chiles, Clark, Coffey, Collier, Copeland, Crain, Cross, Curlee, Davidson, Davis (Cocke), Davis (Gibson), Davis (Knox), DeBerry, DePriest, Dixon, Drew, Duer, Ellis, Frensey, Gaia, Garrett, Good, Harrill, Hassell, Hawkins, Head, Henry, Herron, Hillis, Hobbs, Holcomb, Holt, Hurley, Huskey, Ivy, Jackson, Jared, Jones, R. (Shelby), Jones, U. (Shelby), Kent, Kernell, King, Kisber, Lawson, Long, Love, May, McAfee, Miller, Montgomery, Moody, Moore (Lawrence), Moore (Shelby), Naifeh, Nance, Napier, Odom, Peroulas, Phillips, Pruitt, Purcell, Rhinehart, Ridgeway, Robinson (Davidson), Robinson (Hamilton), Robinson (Washington), Scruggs, Severance, Shirley, Stafford, Stallings, Starnes, Swann, Tankersley, Tanner, Turner (Hamilton), Turner, C. (Shelby), Turner, L. (Shelby), Ussery, Webb, West, Wheeler, Whitson, Williams, Winningham, Wix, Wolfe, Wood, Yelton and Mr. Speaker Murray--99.

A motion to reconsider was tabled.

MESSAGE FROM THE SENATE

MR. SPEAKER: I am directed to return to the House, Senate Bill No.:

407--To regulate peace officer standards and training Commission.

The Senate refused to recede from its action in nonconcurring in House Amendments Nos. 3 and 4.

The Speaker appointed a Conference Committee composed of Senator Kyle, Greer and Cooper to confer with a like Committee from the House to resolve the differences of the two bodies on Senate Bill No. 407.

CLYDE W. McCULLOUGH, JR.,
Chief Clerk.

Mr. King moved that the Speaker appoint a Conference Committee to meet with the Senate Committee to resolve the differences between the two bodies on Senate Bill No. 407, which motion prevailed.

THURSDAY, MAY 7, 1987--43rd LEGISLATIVE DAY

APPOINTMENT OF CONFERENCE COMMITTEE

The Speaker appointed Representatives Cain, Duer and Rhinehart as the Conference Committee on Senate Bill No. 407.

House Bill No. 959--Blood alcohol test.

On motion, House Bill No. 959 was made to conform with Senate Bill No. 941.

On motion, Senate Bill No. 941, on same subject, was substituted for House Bill No. 959.

Mr. Turner, C. (Shelby) moved that Senate Bill No. 941 be passed on third and final consideration, which motion prevailed by the following vote:

Ayes	96
Noes	0

Representatives voting aye were: Bell, Bewley, Bivens, Bragg, Buck, Burnett, Bushing, Byrd, Cain, Chiles, Clark, Coffey, Collier, Copeland, Crain, Cross, Curlee, Davidson, Davis (Cocke), Davis (Gibson), Davis (Knox), DeBerry, DePriest, Dixon, Drew, Duer, Ellis, Frensley, Gaia, Garrett, Good, Harrill, Hassell, Hawkins, Head, Henry, Herron, Hillis, Hobbs, Holcomb, Holt, Hurley, Huskey, Ivy, Jackson, Jared, Jones, R. (Shelby), Kent, Kernell, Kisber, Lawson, Long, Love, May, McAfee, Miller, Montgomery, Moore (Lawrence), Moore (Shelby), Naifeh, Nance, Napier, Odom, Peroulas, Phillips, Pruitt, Purcell, Rhinehart, Ridgeway, Robinson (Davidson), Robinson (Hamilton), Robinson (Washington), Scruggs, Severance, Shirley, Stafford, Stallings, Starnes, Swann, Tankersley, Tanner, Turner (Hamilton), Turner, C. (Shelby), Turner, L. (Shelby), Ussery, Webb, West, Wheeler, Whitson, Williams, Winningham, Wix, Wolfe, Wood, Yelton and Mr. Speaker Murray--96.

A motion to reconsider was tabled.

Mr. Wood moved that House Bill No. 436 be recalled from the Governor's office.

MESSAGE FROM THE GOVERNOR

MR. SPEAKER:

I am directed by the Governor to return herewith: House Bill No. 436 per your request.

DAVID H. WELLES,
Counsel to the Governor.

THURSDAY, MAY 7, 1987--43rd LEGISLATIVE DAY

House Bill No. 1029--Private Protection Services.

On motion, House Bill No. 1029 was made to conform with Senate Bill No. 1023.

On motion, Senate Bill No. 1023, on same subject, was substituted for House Bill No. 1029.

Mr. Kisber moved that Senate Bill No. 1023 be passed on third and final consideration.

Mr. Tanner moved to amend as follows:

AMENDMENT NO. 1

Amend Senate Bill No. 1023 by deleting from the end of Section 2 (p) (3), the word "or" and by adding the following new language to be designated as subpart (p) (4) and by renumbering the subsequent subpart accordingly:

(4) in the case of a proprietary security organization, such police powers, including arrest powers, as reasonably necessary to effectuate the legitimate objectives of the organization as authorized by this act; or

On motion, the amendment was adopted.

Mr. Kisber moved to amend as follows:

AMENDMENT NO. 2

Amend Senate Bill No. 1023 by deleting Section 3(g), as amended, and by substituting instead the following:

(g) A private business employee serving as an unarmed uniformed or non-uniformed guard, unarmed fire watchman or gatekeeper, or other unarmed security personnel in connection with such business, unless the employer of such private business employee voluntarily elects to submit himself to the provisions of this act and evidences such election by filing with the commissioner the notice set out in Section 23 of this act, which notice shall be revocable by the employer at any time upon appropriate notice of revocation.

On motion, the amendment was adopted.

Mr. Dixon moved to amend as follows:

THURSDAY, MAY 7, 1987--43rd LEGISLATIVE DAY

AMENDMENT NO. 3

Amend Senate Bill No. 1023 by adding the following new section immediately preceding the last section and by renumbering the subsequent section accordingly:

Section ____ The provisions of this act shall not apply in any county having a population of not less than 770,000 nor more than 780,000 according to the 1980 federal census or any subsequent federal census.

Mr. Kisber moved that the Amendment No. 3 tabled, which motion prevailed by the following vote:

Ayes	61
Noes	27
Present and not voting	4

Representatives voting aye were: Bell, Bewley, Bivens, Bragg, Buck, Byrd, Cain, Chiles, Clark, Coffey, Collier, Crain, Cross, Curlee, Davidson, Davis (Cocke), Davis (Gibson), Davis (Knox), DePriest, Duer, Frensley, Good, Hawkins, Head, Herron, Hillis, Hobbs, Holcomb, Holt, Hurley, Huskey, Ivy, Jackson, Jared, Kernell, Kisber, Miller, Montgomery, Moody, Moore (Lawrence), Naifeh, Napier, Peroulas, Phillips, Rhinehart, Ridgeway, Robinson (Washington), Scruggs, Severance, Stafford, Stallings, Tanner, Turner (Hamilton), Turner, C. (Shelby), Ussery, Webb, Wheeler, Whitson, Williams, Winningham and Mr. Speaker Murray--61.

Representatives voting no were: Burnett, Bushing, Copeland, DeBerry, Dixon, Gaia, Garrett, Harrill, Hassell, Henry, Jones, U. (Shelby), King, Lawson, Long, Nance, Odom, Pruitt, Purcell, Robinson (Hamilton), Shirley, Starnes, Swann, Tankersley, Turner, L. (Shelby), West, Wolfe and Wood--27.

Representatives present and not voting were: Jones, R. (Shelby), Kent, Moore (Shelby) and Yelton--4.

Thereupon, Senate Bill No. 1023, as amended, passed its third and final consideration by the following vote:

Ayes	78
Noes	14
Present and not voting	5

Representatives voting aye were: Bell, Bewley, Bivens, Buck,

THURSDAY, MAY 7, 1987--43rd LEGISLATIVE DAY

Burnett, Byrd, Cain, Chiles, Clark, Coffey, Collier, Crain, Cross, Curlee, Davidson, Davis (Cocke), Davis (Gibson), Davis (Knox), DePriest, Drew, Frensley, Good, Hassell, Hawkins, Head, Henry, Herron, Hillis, Hobbs, Holcomb, Holt, Hurley, Huskey, Ivy, Jackson, Jones, R. (Shelby), Jones, U. (Shelby), Kent, Kernell, King, Kisber, Lawson, Love, May, Miller, Montgomery, Moody, Moore (Lawrence), Moore (Shelby), Naifeh, Napier, Peroulas, Phillips, Pruitt, Purcell, Rhinehart, Ridgeway, Robinson (Hamilton), Robinson (Washington), Scruggs, Severance, Stafford, Stallings, Starnes, Swann, Tankersley, Tanner, Turner (Hamilton), Turner, C. (Shelby), Ussery, Webb, Wheeler, Whitson, Williams, Winningham, Wolfe, Yelton and Mr. Speaker Murray--78.

Representatives voting no were: Bragg, Bushing, DeBerry, Dixon, Ellis, Gaia, Garrett, Harrill, Long, Nance, Odom, West, Wix and Wood--14.

Representatives present and not voting were: Copeland, McAfee, Robinson (Davidson), Shirley and Turner, L. (Shelby)--5.

A motion to reconsider was tabled.

Mr. Bragg requested that Senate Bill No. 26 be recalled from the Senate.

MESSAGE FROM THE SENATE

MR. SPEAKER: I am directed to return to the House, Senate Bill No.:

552--To regulate communication, psychiatrists.

The Senate refused to recede from its action in nonconcurring in House Amendment No. 1.

The Speaker appointed a Conference Committee composed of Senators Lewis, Person and O'Brien to confer with a like Committee from the House to resolve the differences of the two bodies on Senate Bill No. 522.

CLYDE W. McCULLOUGH, JR.,
Chief Clerk.

Mr. Starnes moved that the Speaker appoint a Conference Committee to meet with the Senate Committee to resolve the differences between the two bodies on Senate Bill No. 552, which motion prevailed.

APPOINTMENT OF CONFERENCE COMMITTEE

The Speaker appointed Representatives Starnes, Purcell and Duer as the Conference Committee on Senate Bill No. 552.

THURSDAY, MAY 7, 1987--43rd LEGISLATIVE DAY

House Bill No. 886--Alcoholic beverages Airport.

On motion, House Bill No. 886 was made to conform with Senate Bill No. 1124.

On motion, Senate Bill No. 1124, on same subject, was substituted for House Bill No. 886.

Mr. Miller moved that Senate Bill No. 1124 be passed on third and final consideration.

Mr. Swann moved to amend as follows:

AMENDMENT NO. 1

Amend Senate Bill No. 1124 by deleting the language of Senate Amendment # 1 as amended, and by substituting instead the following:

by adding at the end of Section 2 the following:

In any county containing an airport belonging to a municipality which is located in an adjoining county, the county legislative body shall have sixty (60) days to request by resolution the county election commission to place on the ballot for the presidential preference primary to be held on the second Tuesday in March, 1988, the question of whether alcoholic beverages shall be sold for consumption on the premises either by a commercial airline travel club or within a terminal building of a commercial air carrier airport. The question to be submitted to the voters shall be in the following form.

May alcoholic beverages be sold for consumption on the premises by a commercial airline travel club or within the terminal building of a commercial air carrier airport?

FOR__

AGAINST__

If in such election a majority of votes are cast in favor of such sales, then the alcoholic beverage commission shall accept license application as provided by law. If in such election a majority of the votes are cast against such sales, the alcoholic beverage commission shall accept no license applications and no such sales shall be permitted. The county election commission shall certify the results of the election to the county executive and to the alcoholic beverage commission. If the county legislative body does not adopt a resolution requesting the county election commission to place such question on such ballot within sixty (60) days of the effective date of this act, the alcoholic beverage commission shall accept license application, as provided by law.

THURSDAY, MAY 7, 1987--43rd LEGISLATIVE DAY

Mr. Miller moved that Amendment No. 1 be tabled, which motion prevailed by the following vote:

Ayes	52
Noes	29
Present and not voting	10

Representatives voting aye were: Bell, Bivens, Bragg, Buck, Burnett, Collier, Crain, Cross, Davidson, Davis (Gibson), DeBerry, DePriest, Dixon, Ellis, Frensley, Gaia, Garrett, Heat, Herron, Hillis, Hobbs, Holt, Ivy Jackson, Jared, Jones, R. (Shelby), Jones, U. (Shelby), Kent, Kernell, King, Kisber, Love, Miller, Moore (Lawrence), Naifeh, Odom, Phillips, Purcell, Rhinehart, Ridgeway, Robinson (Hamilton), Scruggs, Severance, Stallings, Tanner, Turner (Hamilton), Turner, L. (Shelby), Ussery, Wheeler, Winningham, Yelton and Mr. Speaker Murray--52.

Representatives voting no were: Bushing, Byrd, Cain, Coffey, Davis (Cocke), Davis (Knox), Duer, Harrill, Hassell, Hawkins, Henry, Holcomb, Hurley, Huskey, Lawson, May, McAfee, Nance, Peroulas, Shirley, Stafford, Starnes, Swann, Tankersley, Turner, C. (Shelby), Webb, Williams, Wolfe and Wood--29.

Representatives present and not voting were: Curlee, Good, Long, Moore (Shelby), Napier, Pruitt, Robinson (Davidson), Robinson (Washington), West and Whitson--10.

Mr. Swann moved to amend as follows:

AMENDMENT NO. 2

Amend Senate Bill No. 1124 by inserting the following new section immediately before the effective date section and numbering the section accordingly:

SECTION . The provisions of this act shall not apply to any airport unless the county in which such airport is located receives payment of privilege taxes from all businesses located within the boundaries of such airport and payment in lieu of taxes on all building and structures which are privately controlled or leased.

Mr. Miller moved that Amendment No. 2 be tabled, which motion failed by the following vote:

THURSDAY, MAY 7, 1987--43rd LEGISLATIVE DAY

Ayes	43
Noes	46
Present and not voting	4

Representatives voting aye were: Bell, Bivens, Buck, Burnett, Collier, Cross, Davidson, Davis (Gibson), Davis (Knox), DeBerry, DePriest, Dixon, Ellis, Gaia, Garrett, Hillis, Ivy, Jared, Jones, R. (Shelby), Kent, Kernell, King, Kisber, Love, May, Miller, Montgomery, Moore (Lawrence), Peroulas, Phillips, Rhinehart, Ridgeway, Robinson (Hamilton), Scruggs, Severance, Stallings, Starnes, Tanner, Turner (Hamilton), Turner, L. (Shelby), Wheeler, Yelton and Mr. Speaker Murray--43.

Representatives voting no were: Bewley, Bragg, Bushing, Byrd, Cain, Clark, Coffey, Copeland, Curlee, Davis (Cocke), Duer, Frensley, Harrill, Hassell, Hawkins, Head, Henry, Herron, Hobbs, Holcomb, Holt, Hurley, Huskey, Jackson, Jones, U. (Shelby), Lawson, Long, McAfee, Moody, Moore (Shelby), Nance, Odom, Purcell, Shirley, Stafford, Swann, Tankersley, Turner, C. (Shelby), Ussery, Webb, West, Whitson, Williams, Winningham, Wolfe and Wood--46.

Representatives present and not voting were: Good, Napier, Pruitt and Robinson (Davidson)--4.

Amendment No. 2 failed to be adopted by the following vote:

Ayes	40
Noes	47
Present and not voting	9

Representatives voting aye were: Bewley, Bragg, Bushing, Byrd, Cain, Chiles, Coffey, Copeland, Davis (Cocke), Duer, Frensley, Harrill, Hassell, Hawkins, Head, Henry, Herron, Hobbs, Holcomb, Holt, Hurley, Huskey, Jackson, Lawson, McAfee, Moody, Moore (Shelby), Nance, Purcell, Shirley, Stafford, Swann, Tankersley, Turner, C. (Shelby), Ussery, Webb, Whitson, Williams, Wolfe and Wood--40.

Representatives voting no were: Bell, Bivens, Buck, Burnett, Collier, Cross, Davidson, Davis (Knox), DeBerry, DePriest, Dixon, Ellis, Gaia, Garrett, Hillis, Ivy, Jared, Jones, R. (Shelby), Jones, U. (Shelby), Kent, Kernell, King, Kisber, Love, May, Miller, Montgomery, Moore (Lawrence), Naifeh, Peroulas, Phillips, Pruitt, Rhinehart, Ridgeway, Robinson (Davidson),

THURSDAY, MAY 7, 1987--43rd LEGISLATIVE DAY

Robinson (Hamilton), Scruggs, Severance, Stallings, Starnes, Tanner, Turner (Hamilton), Turner, L. (Shelby), Wheeler, Winningham, Yelton and Mr. Speaker Murray--47.

Representatives present and not voting were: Crain, Curlee, Davis (Gibson), Good, Long, Napier, Odom, West and Wix--9.

Mr. Miller moved the previous, question, which motion failed by the following vote:

Ayes	56
Noes	30
Present and not voting	4

Representatives voting aye were: Bell, Bivens, Bragg, Buck, Burnett, Bushing, Byrd, Cain, Clark, Collier, Crain, Cross, Curlee, Davidson, Davis (Gibson), DeBerry, DePriest, Dixon, Ellis, Frensley, Garrett, Hillis, Hobbs, Holt, Hürley, Ivy, Jared, Jones, R. (Shelby), Jones, U. (Shelby), Kernell, King, Kisber, Love, May, Moore (Lawrence), Naifeh, Odom, Phillips, Pruitt, Purcell, Rhinehart, Ridgeway, Robinson (Davidson), Robinson (Hamilton), Scruggs, Severance, Stallings, Starnes, Tanner, Turner (Hamilton), Turner, L. (Shelby), Wheeler, Whitson, Winningham, Yelton and Mr. Speaker Murray--56.

Representatives voting no were: Bewley, Chiles, Coffey, Davis (Cocke), Davis (Knox), Duer, Harrill, Hassell, Hawkins, Head, Henry, Herron, Holcomb, Huskey, Jackson, Kent, Lawson, McAfee, Montgomery, Nance, Peroulas, Shirley, Stafford, Swann, Tankersley, Turner, C. (Shelby), West, Williams, Wolfe and Wood--30.

Representatives present and not voting were: Good, Long, Napier and Wix--4.

Mr. Coffey moved to amend as follows:

AMENDMENT NO. 3

Amend Senate Bill No. 1124 by adding at the end of the language added by Senate Amendment # 7 the following:

Provided, however, the provisions of this act shall apply in those municipalities with a population in excess of twenty-eight thousand (28,000), located in two (2) or more counties, having fifty-five percent (55%) or more of the property within the municipality owned by the federal government, according to the 1970 federal census, or any subsequent federal census.

THURSDAY, MAY 7, 1987--43rd LEGISLATIVE DAY

Mr. Miller moved that Amendment No. 3 be tabled, which motion prevailed by the following vote:

Ayes	58
Noes	28
Present and not voting	5

Representatives voting aye were: Bell, Bivens, Buck, Bushing, Byrd, Clark, Collier, Cross, Davidson, Davis (Gibson), Davis (Knox), DeBerry, DePriest, Dixon, Drew, Ellis, Frensley, Gaia, Garrett, Hillis, Hobbs, Holt, Ivy, Jared, Jones, R. (Shelby), Jones, U. (Shelby), Kent, Kernell, King, Kisber, Love, May, Miller, Moore (Lawrence), Naifeh, Napier, Odom, Peroulas, Phillips, Pruitt, Purcell, Rhinehart, Ridgeway, Robinson (Davidson), Robinson (Hamilton), Scruggs, Severance, Stallings, Starnes, Tanner, Turner (Hamilton), Turner, L. (Shelby), Webb, Wheeler, Whitson, Winningham, Yelton and Mr. Speaker Murray--58.

Representatives voting no were: Bewley, Chiles, Coffey, Copeland, Duer, Harrill, Hassell, Hawkins, Head, Henry, Herron, Holcomb, Hurley, Huskey, Jackson, Lawson, McAfee, Moody, Moore (Shelby), Nance, Shirley, Stafford, Swann, Tankersley, Turner, C. (Shelby), Williams, Wolfe and Wood--28.

Representatives present and not voting were: Cain, Curlee, Good, Long and West--5.

Mr. Swann moved to amend as follows:

AMENDMENT NO. 4

Amend Senate Bill No. 1124 by adding at the end of Section 3 the following:

Any facility licensed as a terminal building of a commercial air carrier airport in any county having a population of not less than 77,700 nor more than 77,800 according to the 1980 federal census or any subsequent census, shall own, hire, or lease a building or space therein for the reasonable use of its patrons with suitable kitchen and dining room space and equipment and shall maintain and use a sufficient number of employees for the cooking, preparation and serving of meals for its patrons.

THURSDAY, MAY 7, 1987--43rd LEGISLATIVE DAY

AND FURTHER AMEND by adding at the end of Section 4 the following:

Such commercial airline travel club in any county having a population of not less than 77,700 nor more than 77,800 according to the 1980 federal census or any subsequent census, shall own, hire, or lease a building or space therein for the reasonable use of its passengers with suitable kitchen and dining room space and equipment and shall maintain and use a sufficient number of employees for the cooking, preparation and serving of meals for its passagers.

Mr. Miller moved that Amendment No. 4 be tabled, which motion prevailed by the following vote:

Ayes	53
Noes	30
Present and not voting	8

Representatives voting aye were: Bell, Bivens, Bragg, Buck, Burnett, Bushing, Byrd, Clark, Collier, Crain, Cross, Davidson, Davis (Gibson), DeBerry, DePriest, Dixon, Ellis, Frensey, Gaia, Garrett, Hillis, Ivy, Jared, Jones, R. (Shelby), Jones, U. (Shelby), Kent, King, Kisber, Love, May, Miller, Montgomery, Moore (Lawrence), Naifeh, Odom, Peroulas, Phillips, Pruitt, Purcell, Rhinehart, Ridgeway, Robinson (Hamilton), Scruggs, Severance, Stallings, Starnes, Tanner, Turner (Hamilton), Turner, L. (Shelby), Wheeler, Winningham, Yelton and Mr. Speaker Murray--53.

Representatives voting no were: Bewley, Chiles, Coffey, Copeland, Davis (Cocke), Davis (Knox), Duer, Harrill, Hassell, Hawkins, Head, Henry, Herron, Holcomb, Holt, Hurley, Huskey, Lawson, McAfee, Nance, Shirley, Stafford, Swann, Tankersley, Turner, C. (Shelby), Webb, Whitson, Williams, Wolfe and Wood--30.

Representatives present and not voting were: Cain, Curlee, Good, Hobbs, Jackson, Long, Napier and West--8.

Mr. Severance moved the previous question, which motion prevailed by the following vote:

Ayes	67
Noes	24
Present and not voting	1

Representatives voting aye were: Bell, Bewley, Bivens, Bragg,

THURSDAY, MAY 7, 1987--43rd LEGISLATIVE DAY

Buck, Burnett, Bushing, Byrd, Clark, Collier, Crain, Cross, Curlee, Davidson, Davis (Cocke), Davis (Gibson), DeBerry, Dixon, Drew, Ellis, Frensley, Gaia, Garrett, Good, Hassell, Hawkins, Hillis, Hobbs, Holt, Hurley, Ivy, Jackson, Jones, R. (Shelby), Jones, U. (Shelby), Kent, Kernell, King, Kisber, Long, Love, May, Miller, Montgomery, Naifeh, Napier, Odom, Phillips, Pruitt, Purcell, Rhinehart, Ridgeway, Robinson (Hamilton), Scruggs, Severance, Stallings, Starnes, Tanner, Turner (Hamilton), Turner, L. (Shelby), Webb, West, Wheeler, Whitson, Winningham, Wix, Yelton and Mr. Speaker Murray--67.

Representatives voting no were: Chiles, Coffey, Copeland, Davis (Knox), Duer, Harrill, Head, Henry, Herron, Holcomb, Huskey, Lawson, McAfee, Moody, Nance, Peroulas, Shirley, Stafford, Swann, Tankersley, Turner, C. (Shelby), Williams, Wolfe and Wood--24.

Representative present and not voting was: Cain--1.

Thereupon, Senate Bill No. 1124, passed its third and final consideration by the following vote:

Ayes	52
Noes	37
Present and not voting	6

Representatives voting aye were: Bell, Bivens, Buck, Burnett, Bushing, Cain, Clark, Collier, Davidson, DeBerry, DePriest, Dixon, Drew, Ellis, Frensley, Gaia, Garrett, Good, Ivy, Jared, Jones, R. (Shelby), Jones, U. (Shelby), Kent, Kernell, King, Kisber, Long, Love, Miller, Montgomery, Moody, Naifeh, Odom, Peroulas, Phillips, Pruitt, Purcell, Rhinehart, Ridgeway, Robinson (Davidson), Robinson (Hamilton), Scruggs, Severance, Starnes, Tanner, Turner (Hamilton), Turner, L. (Shelby), Wheeler, Williams, Winningham, Yelton and Mr. Speaker Murray--52.

Representatives voting no were: Bewley, Byrd, Coffey, Copeland, Crain, Cross, Curlee, Davis (Cocke), Davis (Gibson), Davis (Knox), Duer, Harrill, Hawkins, Head, Henry, Herron, Hillis, Hobbs, Holcomb, Holt, Hurley, Huskey, Jackson, Lawson, May, McAfee, Nance, Stafford, Stallings, Swann, Tankersley, Turner, C. (Shelby), Ussery, Webb, Whitson, Wolfe and Wood--37.

Representatives present and not voting were: Chiles, Hassell, Moore (Shelby), Napier, Shirley and West--6.

THURSDAY, MAY 7, 1967--43rd LEGISLATIVE DAY

A motion to reconsider was tabled.

House Bill No. 823--Motor vehicle Commission.

On motion, House Bill No. 823 was made to conform with Senate Bill No. 1019.

On motion, Senate Bill No. 1019, on same subject, was substituted for House Bill No. 823.

Mr. Hobbs moved that Senate Bill No. 1019 be passed on third and final consideration, which motion prevailed by the following vote:

Ayes	97
Noes	0

Representatives voting aye were: Bell, Bewley, Bivens, Bragg, Buck, Burnett, Bushing, Byrd, Cain, Chiles, Clark, Coffey, Collier, Copeland, Crain, Cross, Curlee, Davidson, Davis (Cocke), Davis (Gibson), Davis (Knox), DeBerry, DePriest, Dixon, Drew, Duer, Ellis, Frensey, Gaia, Garrett, Good, Harrill, Hassell, Hawkins, Head, Henry, Herron, Hillis, Hobbs, Holcomb, Holt, Hurley, Huskey, Ivy, Jackson, Jared, Jones, R. (Shelby), Jones, U. (Shelby), Kent, Kernell, King, Kisber, Lawson, Long, Love, May, McAfee, Miller, Montgomery, Moody, Moore (Lawrence), Naifeh, Nance, Napier, Odom, Peroulas, Phillips, Pruitt, Purcell, Rhinehart, Ridgeway, Robinson (Davidson), Robinson (Hamilton), Robinson (Washington), Scruggs, Severance, Shirley, Stafford, Stallings, Starnes, Swann, Tankersley, Tanner, Turner, C. (Shelby), Turner, L. (Shelby), Ussery, Webb, West, Wheeler, Whitson, Williams, Winningham, Wix, Wolfe, Wood, Yelton and Mr. Speaker Murray--97.

A motion to reconsider was tabled.

Mr. Henry moved that the rules be suspended for the purpose of introducing House Joint Resolution No. 412 out of order, which motion prevailed.

House Joint Resolution No. 412--Study Mental Health delivery System--By Burnett, Henry and Naifeh.

On motion, the rules were suspended for the immediate consideration of the resolution.

Mr. Henry moved that House Joint Resolution No. 412 be adopted, which motion prevailed by the following vote:

THURSDAY, MAY 7, 1987--43rd LEGISLATIVE DAY

Ayes	95
Noes	0

Representatives voting aye were: Bell, Bewley, Bivens, Bragg, Buck, Bushing, Byrd, Cain, Chiles, Clark, Coffey, Collier, Copeland, Crain, Cross, Curlee, Davidson, Davis (Cocke), Davis (Gibson), Davis (Knox), DeBerry, DePriest, Dixon, Drew, Duer, Ellis, Frensley, Garrett, Good, Harrill, Hassell, Hawkins, Head, Henry, Herron, Hillis, Hobbs, Holcomb, Holt, Hurley, Huskey, Ivy, Jackson, Jared, Jones, R. (Shelby), Jones, U. (Shelby), Kent, Kernell, King, Kisber, Lawson, Long, Love, May, McAfee, Miller, Montgomery, Moody, Moore (Lawrence), Moore (Shelby), Naifeh, Nance, Napier, Odom, Peroulas, Phillips, Pruitt, Purcell, Rhinehart, Ridgeway, Robinson (Davidson), Robinson (Hamilton), Robinson (Washington), Scruggs, Severance, Shirley, Stafford, Stallings, Starnes, Swann, Tankersley, Tanner, Turner, C. (Shelby), Ussery, Webb, West, Wheeler, Whitton, Williams, Winningham, Wix, Wolfe, Wood, Yelton and Mr. Speaker Murray--95.

A motion to reconsider was tabled.

Mr. Jared moved that pursuant to House Rule No. 76 the House stand in recess until 2:00 p.m.

Mr. Stafford moved that the rules be suspended in order that the House finish the Calendar and continue working, which motion failed by the following vote:

Ayes	19
Noes	69
Present and not voting	2

Representatives voting aye were: Bivens, Buck, Coffey, Curlee, Davis (Knox), Harrill, Hassell, Henry, Holcomb, Hurley, May, McAfee, Montgomery, Scruggs, Severance, Stafford, Wolfe, Wood and Mr. Speaker Murray--19.

Representatives voting no were: Bell, Bewley, Bragg, Burnett, Bushing, Byrd, Cain, Clark, Collier, Copeland, Crain, Cross, Davidson, Davis (Gibson), DeBerry, DePriest, Dixon, Drew, Duer, Ellis, Frensley, Gaia, Garrett, Good, Hawkins, Head, Herron, Hillis, Hobbs, Holt, Ivy, Jackson, Jared, Jones, R. (Shelby), Jones, U. (Shelby), Kent, King, Kisber, Long, Love, Miller, Moody, Moore (Lawrence), Napier, Odom, Peroulas, Phillips, Pruitt, Purcell, Rhinehart, Ridgeway, Robinson (Davidson), Robinson (Hamilton), Robinson

THURSDAY, MAY 7, 1967--43rd LEGISLATIVE DAY

(Washington), Stallings, Starnes, Swann, Tankersley, Turner (Hamilton), Turner, C. (Shelby), Turner, L. (Shelby), Ussery, Webb, West, Wheeler, Williams, Winningham, Wix and Yelton--69.

Representatives present and not voting were: Kernell and Whitson--2.

MESSAGE FROM THE SENATE

MR. SPEAKER: I am directed to transmit to the House, Senate Joint Resolutions Nos.:

153--Relative to study, statewide motor vehicle inspection program;

229--Relative to honoring Coach Jim Burton and Moore County High School baseball team;

232--Relative to thanking Larry Hill;

237--Relative to memory, Ernest Brown; adopted for concurrence.

CLYDE W. McCULLOUGH, JR.,
Chief Clerk.

MESSAGE FROM THE SENATE

MR. SPEAKER: I am directed to transmit to the House, Senate Joint Resolutions Nos.:

8--Relative to creating Special Joint Committee, home equity lending programs;

53--Relative to study, catastrophic health insurance;

146--Relative to study, laboratory and teaching equipment purchases;

161--Relative to study mental health delivery systems; adopted for concurrence.

CLYDE W. McCULLOUGH, JR.,
Chief Clerk.

MESSAGE FROM THE GOVERNOR

MR. SPEAKER:

I am directed by the Governor to return herewith: House Bills Nos. 16, 73, 267, 385, 514, 674, 816, 848, 892, 937, 1099, 1249,

THURSDAY, MAY 7, 1987--43rd LEGISLATIVE DAY

1257, 1258, 1259, 1260, 1261, 1262, 1263, 1266, 1271, 1278, 1279; House Joint Resolutions Nos. 103, 111, 116, 131, 144, 247, 248, 257, 260, 261, 262, 263, 264, 265, 269, 271, 302 with his approval.

DAVID H. WELLES,
Counsel to the Governor.

ENGROSSED BILLS

MR. SPEAKER:

Your Chief Engrossing Clerk begs leave to report that we have carefully examined House Joint Resolutions Nos. 275, 357 and 367; and find same correctly engrossed and ready for transmission to the Senate.

MARILYN EVELYN HAND,
Chief Engrossing Clerk.

ENGROSSED BILLS

MR. SPEAKER:

Your Chief Engrossing Clerk begs leave to report that we have carefully examined House Bills Nos. 1313, 1314, 1315, 1316, 1317, 1322 and 1323; and House Joint Resolution No. 256; and find same correctly engrossed and ready for transmission to the Senate.

MARILYN EVELYN HAND,
Chief Engrossing Clerk.

ENGROSSED BILLS

MR. SPEAKER:

Your Chief Engrossing Clerk begs leave to report that we have carefully examined House Bill No. 1318; and find same correctly engrossed and ready for transmission to the Senate.

MARILYN EVELYN HAND,
Chief Engrossing Clerk.

ENGROSSED BILLS

MR. SPEAKER:

Your Chief Engrossing Clerk begs leave to report that we have carefully examined House Joint Resolution No. 412; and find same correctly engrossed and ready for transmission to the Senate.

MARILYN EVELYN HAND,
Chief Engrossing Clerk.

THURSDAY, MAY 7, 1987--43rd LEGISLATIVE DAY

RECESS

On motion of Mr. Jared, the House recessed until 2:00 p.m.

The recess having expired, the House was called to order by Mr. Speaker Murray.

On motion, the roll call was dispensed with.

MESSAGE FROM THE SENATE

MR. SPEAKER: I am directed to request the return of House Bill No. 436, for further consideration.

CLYDE W. McCULLOUGH, JR.,
Chief Clerk.

Mr. Love moved that the rules be suspended for the purpose of introducing House Joint Resolution No. 413 out of order, which motion prevailed.

House Joint Resolution No. 413--Congratulating Ray Richardson--By Love.

On motion, the rules were suspended for the immediate consideration of the resolution.

On motion of Mr. Love, the resolution was adopted.

A motion to reconsider was tabled.

MESSAGE FROM THE SENATE

MR. SPEAKER: I am directed to request the return of Senate Bill No. 443, for further consideration.

CLYDE W. McCULLOUGH, JR.,
Chief Clerk.

MESSAGE FROM THE SENATE

MR. SPEAKER: I am directed to return to the House, Senate Bill No.:

443--To regulate certain fees, services performed by clerks of courts.

The Senate refused to recede from its action in non-concurring in House Amendment No. 1.

The Speaker appointed a Conference Committee composed of Senators Lewis, Haynes and Koella to confer with a like Committee from the

THURSDAY, MAY 7, 1987--43rd LEGISLATIVE DAY

House to resolve the differences of the two bodies on Senate Bill No. 443.

CLYDE W. McCULLOUGH, JR.,
Chief Clerk.

MESSAGE FROM THE SENATE

MR. SPEAKER: I am directed to return to the House, House Bills Nos. 1305, 1308, 1309, 1310, 1311, 1312, 1313, 1314, 1315, 1316, 1317, 1318, 1322 and 1323; all substituted for Senate Bills on same subject and passed by the Senate.

CLYDE W. McCULLOUGH, JR.,
Chief Clerk.

MESSAGE FROM THE SENATE

MR. SPEAKER: I am directed to transmit to the House, Senate Bill No.:

1326--To regulate highway commission, Robertson County; passed by the Senate.

CLYDE W. McCULLOUGH, JR.,
Chief Clerk.

Mr. Davidson moved that the rules be suspended for the purpose of recalling House Bill No. 1319 from the Clerks Desk for immediate consideration, which motion prevailed.

House Bill No. 1319--Robertson County Highway Commission.

On motion, House Bill No. 1319 was made to conform with Senate Bill No. 1326.

On motion, Senate Bill No. 1326, on same subject, was substituted for House Bill No. 1319.

Mr. Davidson moved that Senate Bill No. 1326 be passed on third and final consideration, which motion prevailed by the following vote:

Ayes	85
Noes	0
Present and not voting	1

Representatives voting aye were: Bell, Bewley, Bivens, Bragg,

THURSDAY, MAY 7, 1987--43rd LEGISLATIVE DAY

Buck, Burnett, Bushing, Byrd, Cain, Chiles, Clark, Coffey, Collier, Crain, Cross, Curlee, Davidson, Davis (Cocke), Davis (Gibson), Davis (Knox), DeBerry, DePriest, Dixon, Duer, Ellis, Frensley, Garrett, Hassell, Hawkins, Head, Henry, Herron, Hillis, Hobbs, Holcomb, Holt, Hurley, Huskey, Ivy, Jackson, Jared, Jones, R. (Shelby), Kent, Kernell, Kisber, Lawson, Long, Love, May, McAfee, Miller, Montgomery, Moody, Moore (Lawrence), Naifeh, Nance, Napier, Peroulas, Phillips, Pruitt, Purcell, Rhinehart, Ridgeway, Robinson (Davidson), Robinson (Hamilton), Robinson (Washington), Scruggs, Severance, Stafford, Stallings, Tankersley, Tanner, Turner, C. (Shelby), Ussery, Webb, West, Wheeler, Whitson, Williams, Winningham, Wix, Wolfe, Wood, Yelton and Mr. Speaker Murray--85.

Representative present and not voting was: Turner, L. (Shelby)--1.

A motion to reconsider was tabled.

ENGROSSED BILLS

MR. SPEAKER:

Your Chief Engrossing Clerk begs leave to report that we have carefully examined House Joint Resolution No. 413; and find same correctly engrossed and ready for transmission to the Senate.

MARILYN EVELYN HAND,
Chief Engrossing Clerk.

MESSAGE FROM THE SENATE

MR. SPEAKER: I am directed to return to the House, Senate Bill No.:

190--To regulate municipal planing commission.

The Senate adopted the Conference Committee Report and made it the action of the Senate.

CLYDE W. McCULLOUGH, JR.,
Chief Clerk.

REPORT OF SELECT COMMITTEE

CONFERENCE COMMITTEE REPORT ON SENATE BILL 190

The Senate and House Conference Committee appointed pursuant to motions to resolve the differences between the two houses on Senate

THURSDAY, MAY 7, 1987---43rd LEGISLATIVE DAY

Bill 190 (HB 794) have met and recommend that House amendment number 1 be deleted.

The Committee further recommends that the following amendment to SB 190 (HB 794) be adopted.

AMEND SECTION 1 by deleting the amendatory language and substituting instead the following:

"One (1) of the members shall be the mayor of the municipality or a person designated by the mayor and one (1) of the members shall be a member of the chief legislative body of the municipality selected by that body."

Senator Jim Lewis

Rep. S. T. Burnett

Senator Rob Rochelle

Rep. Ted Ray Miller

Senator Don Arnold

Rep. John Chiles

Mr. Burnett moved that the Report of the Conference Committee on Senate Bill No. 190 be adopted and made the action of the House, which motion prevailed by the following vote:

Ayes	90
Noes	0

Representatives voting aye were: Bell, Bewley, Bivens, Bragg, Buck, Burnett, Bushing, Byrd, Cain, Chiles, Clark, Coffey, Collier, Copeland, Crain, Cross, Curlee, Davidson, Davis (Cocke), Davis (Gibson), Davis (Knox), DeBerry, DePriest, Dixon, Duer, Ellis, Frensley, Garrett, Good, Harrill, Hassell, Hawkins, Head, Henry, Herron, Hillis, Hobbs, Holcomb, Holt, Hurley, Huskey, Ivy, Jackson, Jared, Jones, R. (Shelby), Kent, Kernell, Kisber, Lawson, Long, Love, May, McAfee, Miller, Montgomery, Moody, Moore (Lawrence), Naifeh, Nance, Napier, Peroulas, Phillips, Pruitt, Purcell, Rhinehart, Ridgeway, Robinson (Davidson), Robinson (Hamilton), Robinson (Washington), Scruggs, Severance, Stafford, Stallings, Swann, Tankersley, Tanner, Turner (Hamilton), Turner, L. (Shelby), Ussery, Webb, West, Wheeler, Whitson, Williams, Winningham, Wix, Wolfe, Wood, Yelton and Mr. Speaker Murray--90.

A motion to reconsider was tabled.

MESSAGE FROM THE SENATE

MR. SPEAKER: I am directed to return to the House, House Joint

THURSDAY, MAY 7, 1987--43rd LEGISLATIVE DAY

Resolution No.:

379--Department of Transportation study, monorail system; amended, and concurred in by the Senate.

CLYDE W. McCULLOUGH, JR.,
Chief Clerk.

HOUSE JOINT RESOLUTION ON SENATE AMENDMENT

House Joint Resolution No. 379--Department of Transportation study, monorail system.

SENATE AMENDMENT NO. 2

Amend House Joint Resolution No. 379 by inserting the words "rail or" between "a" and "monorail" in the first line of the third premise and in the fourth line of the first resolving clause.

SENATE AMENDMENT NO. 3

Amend House Joint Resolution No. 379 by changing "1988" to "1989" in the last line of the resolution.

Mr. Robinson (Davidson) moved that the House concur in Senate Amendments Nos. 2 and 3, which motion prevailed by the following vote:

Ayes	89
Noes	0

Representatives voting aye were: Bell, Bewley, Bivens, Buck, Burnett, Bushing, Byrd, Cain, Chiles, Clark, Coffey, Collier, Crain, Cross, Curlee, Davidson, Davis (Cocke), Davis (Gibson), Davis (Knox), DeBerry, DePriest, Dixon, Duer, Ellis, Frensley, Garrett, Good, Harrill, Hassell, Hawkins, Head, Henry, Herron, Hillis, Hobbs, Holcomb, Holt, Hurley, Huskey, Ivy, Jackson, Jared, Jones, R. (Shelby), Jones, U. (Shelby), Kent, Kernell, Kisber, Lawson, Long, Love, McAfee, Miller, Montgomery, Moody, Moore (Lawrence), Naifeh, Nance, Napier, Peroulas, Phillips, Pruitt, Purcell, Rhinehart, Ridgeway, Robinson (Davidson), Robinson (Hamilton), Robinson (Washington), Scruggs, Severance, Stafford, Stallings, Swann, Tankersley, Tanner, Turner (Hamilton), Turner, C. (Shelby), Turner, L. (Shelby), Ussery, Webb, West, Wheeler, Whitson, Williams, Winningham, Wix, Wolfe, Wood, Yelton and Mr. Speaker Murray--89.

A motion to reconsider was tabled.

THURSDAY, MAY 7, 1987--43rd LEGISLATIVE DAY

House Bill No. 1122--Vehicle registration plates.

On motion, House Bill No. 1122 was made to conform with Senate Bill No. 1001.

On motion, Senate Bill No. 1001, on same subject, was substituted for House Bill No. 1122.

Mr. Wheeler moved that Senate Bill No. 1001 be passed on third and final consideration.

Mr. Bragg moved to amend as follows:

AMENDMENT NO. 1

Amend Senate Bill No. 1001 by deleting all language following the enacting clause and by substituting instead the following:

SECTION 1. Tennessee Code Annotated, Section 55-4-301 is amended by designating the existing language as subsection (a).

Tennessee Code Annotated, Section 55-4-301(a) is amended by inserting the words "motor vehicle registration plates issued in accordance with subsection (b) and" immediately following the word "means".

Tennessee Code Annotated, Section 55-4-301 is further amended by adding the following new subsection (b):

(b) Special motor vehicle registration plates may be issued for a passenger motor vehicle or motorcycle, having the letters "ARTS" followed by not more than three (3) identifying numbers, letters or combination thereof for a passenger motor vehicle or not more than two (2) identifying numbers, letters or combination thereof for a motorcycle upon request of the owner of the vehicle to which such registration plates are assigned.

SECTION 2. Tennessee Code Annotated, Section 55-4-307 is amended by adding the following language:

The remaining ninety-five percent (95%) of fees collected for plates issued in accordance with Tennessee Code Annotated, Section 55-4-301(b) shall be allocated to the Tennessee Arts Commission created in Tennessee Code Annotated, Title 4, Chapter 20.

THURSDAY, MAY 7, 1987--43rd LEGISLATIVE DAY

SECTION 3. This act shall take effect July 1, 1987, the public welfare requiring it.

Mr. Wheeler moved that the Amendment No. 1 be tabled, which motion prevailed by the following vote:

Ayes	69
Noes	20
Present and not voting	1

Representatives voting aye were: Bell, Bivens, Burnett, Bushing, Byrd, Cain, Chiles, Clark, Coffey, Crain, Cross, Curlee, Davidson, Davis (Knox), DeBerry, DePriest, Dixon, Duer, Ellis, Frensley, Garrett, Good, Harrill, Hassell, Hawkins, Henry, Herron, Holcomb, Holt, Hurley, Jackson, Jones, R. (Shelby), Jones, U. (Shelby), Kent, Kernell, King, Kisber, Long, Love, May, McAfee, Miller, Montgomery, Moody, Moore (Lawrence), Naifeh, Nance, Napier, Peroulas, Phillips, Pruitt, Purcell, Ridgeway, Robinson (Davidson), Robinson (Hamilton), Robinson (Washington), Scruggs, Severance, Stafford, Swann, Tankersley, Turner, C. (Shelby), Turner, L. (Shelby), Ussery, West, Wheeler, Williams, Wix and Yelton--69.

Representatives voting no were: Bewley, Bragg, Buck, Collier, Copeland, Davis (Gibson), Head, Hillis, Hobbs, Ivy, Jared, Lawson, Rhinehart, Stallings, Tanner, Turner (Hamilton), Webb, Winningham, Wolfe and Mr. Speaker Murray--20.

Representative present and not voting was: Whitson--1.

Mr. Burnett moved the previous question, which motion prevailed by the following vote:

Ayes	78
Noes	16

Representatives voting aye were: Bell, Bewley, Bivens, Bragg, Burnett, Bushing, Byrd, Cain, Chiles, Clark, Coffey, Collier, Crain, Cross, Curlee, Davis (Cocke), Davis (Gibson), Davis (Knox), DeBerry, Dixon, Drew, Duer, Ellis, Frensley, Garrett, Good, Harrill, Hassell, Hawkins, Henry, Herron, Hillis, Hobbs, Holcomb, Holt, Hurley, Huskey, Ivy, Jackson, Jared, Jones, R. (Shelby), Jones, U. (Shelby), Kent, King, Kisber, Lawson, Long, Love, May,

THURSDAY, MAY 7, 1987--43rd LEGISLATIVE DAY

McAfee, Miller, Montgomery, Moody, Naifeh, Nance, Napier, Odom, Peroulas, Phillips, Pruitt, Purcell, Ridgeway, Robinson (Hamilton), Robinson (Washington), Scruggs, Severance, Stafford, Stallings, Swann, Tankersley, Turner, C. (Shelby), Turner, L. (Shelby), Ussery, Webb, West, Wheeler, Williams and Yelton--78.

Representatives voting no were: Buck, Copeland, Davidson, Head, Kernell, Moore (Lawrence), Rhinehart, Shirley, Tanner, Turner (Hamilton), Whitson, Winningham, Wix, Wolfe, Wood and Mr. Speaker Murray--16.

Thereupon, Senate Bill No. 1001, passed its third and final consideration by the following vote:

Ayes	70
Noes	25
Present and not voting	1

Representatives voting aye were: Bell, Bivens, Burnett, Bushing, Byrd, Cain, Chiles, Clark, Coffey, Collier, Davis (Cocke), Davis (Knox), DeBerry, DePriest, Dixon, Drew, Duer, Frensley, Garrett, Good, Harrill, Hassell, Hawkins, Henry, Herron, Hillis, Holcomb, Hurley, Huskey, Jones, R. (Shelby), Jones, U. (Shelby), Kent, Kernell, King, Kisber, Long, Love, May, McAfee, Miller, Montgomery, Moody, Naifeh, Nance, Napier, Odom, Peroulas, Phillips, Pruitt, Purcell, Ridgeway, Robinson (Davidson), Robinson (Hamilton), Robinson (Washington), Scruggs, Severance, Stafford, Starnes, Swann, Tankersley, Turner (Hamilton), Turner, C. (Shelby), Turner, L. (Shelby), Ussery, West, Wheeler, Williams, Wolfe, Wood and Yelton--70.

Representatives voting no were: Bewley, Bragg, Buck, Copeland, Crain, Cross, Curlee, Davidson, Davis (Gibson), Ellis, Head, Hobbs, Ivy, Jackson, Jared, Lawson, Moore (Lawrence), Rhinehart, Stallings, Tanner, Webb, Whitson, Winningham, Wix and Mr. Speaker Murray--25.

Representative present and not voting was: Shirley--1.

A motion to reconsider was tabled.

MESSAGE FROM THE SENATE

MR. SPEAKER: I am directed to return to the House, Senate Bill

No:

1140--To regulate liability of landowners.

The Senate nonconcurred in House Amendment No. 1.

CLYDE W. McCULLOUGH, JR.,
Chief Clerk.

FURTHER CONSIDERATION OF SENATE BILL NO. 1140

Senate Bill No. 1140--To regulate liability of landowners.

Mr. Burnett moved that the motion to reconsider Senate Bill No. 1140 be lifted from the table, which motion prevailed.

Mr. Burnett moved that the House reconsider its action in passing Senate Bill No. 1140 on third and final consideration, as amended, which motion prevailed.

Mr. Burnett moved that the House reconsider its action in adopting Amendment No. 1, which motion prevailed.

Mr. Burnett moved that Amendment No. 1 be withdrawn, which motion prevailed.

Thereupon, Senate Bill No. 1140, passed its third and final consideration by the following vote:

Ayes	95
Noes	0

Representatives voting aye were: Bell, Bewley, Bivens, Bragg, Buck, Burnett, Bushing, Byrd, Cain, Chiles, Clark, Coffey, Collier, Copeland, Crain, Cross, Curlee, Davidson, Davis (Cocke), Davis (Gibson), Davis (Knox), DePriest, Dixon, Drew, Duer, Ellis, Frensey, Garrett, Good, Harrill, Hassell, Hawkins, Head, Henry, Herron, Hillis, Hobbs, Holcomb, Holt, Hurley, Huskey, Ivy, Jackson, Jared, Jones, R. (Shelby), Jones, U. (Shelby), Kent, Kernell, King, Kisber, Lawson, Long, Love, May, McAfee, Miller, Montgomery, Moody, Moore (Lawrence), Naifeh, Nance, Napier, Odom, Peroulas, Phillips, Pruitt, Purcell, Rhinehart, Ridgeway, Robinson (Davidson), Robinson (Hamilton), Robinson (Washington), Scruggs, Severance, Shirley, Stafford, Stallings, Starnes, Swann, Tankersley, Tanner, Turner (Hamilton), Turner, C. (Shelby), Turner, L. (Shelby), Ussery, Webb, West, Wheeler, Whitson, Williams, Winningham, Wix, Wolfe, Wood and Mr. Speaker Murray--95.

THURSDAY, MAY 7, 1987--43rd LEGISLATIVE DAY

A motion to reconsider was tabled.

FURTHER CONSIDERATION OF SENATE BILL NO. 102

Senate Bill No. 102--To defray association cost dues, county office holders.

Mr. Naifeh moved that Senate Bill No. 102 be passed on third and final consideration.

Mr. Crain moved to amend as follows:

AMENDMENT NO. 3

Amend Senate Bill No. 102 by adding the following new section immediately preceding the last section and by renumbering the subsequent section accordingly:

Section __. The provisions of this act shall not apply in counties having a population of:

not less than

20,300

24,500

nor more than

20,400

24,560

according to the 1980 federal census of population or any subsequent census.

On motion, the amendment was adopted.

Thereupon, Senate Bill No. 102, as amended, passed its third and final consideration by the following vote:

Ayes	75
Noes	21
Present and not voting	1

Representatives voting aye were: Bell, Bewley, Buck, Burnett, Bushing, Byrd, Cain, Chiles, Clark, Coffey, Collier, Crain, Davidson, Davis (Cocke), Davis (Gibson), Davis (Knox), DeBerry, DePriest, Drew, Ellis, Garrett, Good, Hassell, Hawkins, Henry, Herron, Hillis, Hobbs, Holcomb, Holt, Hurley,

THURSDAY, MAY 7, 1987--43rd LEGISLATIVE DAY

Huskey, Ivy, Jared, Jones, R. (Shelby), Jones, U. (Shelby), Kent, Kernell, King, Kisber, Lawson, Long, Love, May, Miller, Moore (Lawrence), Naifeh, Napier, Odom, Peroulas, Pruitt, Purcell, Robinson (Davidson), Robinson (Hamilton), Robinson (Washington), Scruggs, Shirley, Stafford, Stallings, Starnes, Swann, Tankersley, Tanner, Turner (Hamilton), Turner, C. (Shelby), Turner, L. (Shelby), Webb, West, Wheeler, Williams, Winningham, Wix, Wolfe, Yelton and Mr. Speaker Murray--75.

Representatives voting no were: Bivens, Bragg, Copeland, Cross, Curlee, Duer, Frensley, Harrill, Head, Jackson, McAfee, Montgomery, Moody, Nance, Phillips, Rhinehart, Ridgeway, Severance, Ussery, Whitson and Wood--21.

Representative present and not voting was: Dixon--1.

A motion to reconsider was tabled.

House Bill No. 620--Access artistic and cultural resources.

On motion, House Bill No. 620 was made to conform with Senate Bill No. 29.

On motion, Senate Bill No. 29, on same subject, was substituted for House Bill No. 620.

Ms. Pruitt moved that Senate Bill No. 29 be passed on third and final consideration, which motion prevailed by the following vote:

Ayes	95
Noes	0

Representatives voting aye were: Bell, Bewley, Bivens, Bragg, Buck, Burnett, Bushing, Byrd, Cain, Clark, Coffey, Collier, Copeland, Crain, Cross, Curlee, Davidson, Davis (Cocke), Davis (Gibson), Davis (Knox), DeBerry, DePriest, Dixon, Drew, Duer, Ellis, Frensley, Garrett, Good, Harrill, Hassell, Hawkins, Head, Henry, Herron, Hillis, Hobbs, Holcomb, Holt, Hurley, Huskey, Ivy, Jackson, Jared, Jones, R. (Shelby), Jones, U. (Shelby), Kent, Kernell, King, Kisber, Lawson, Long, Love, May, McAfee, Miller, Montgomery, Moody, Moore (Lawrence), Naifeh, Nance, Napier, Odom, Peroulas, Phillips, Pruitt, Purcell, Rhinehart, Ridgeway, Robinson (Davidson), Robinson (Hamilton), Robinson (Washington), Scruggs, Severance, Shirley, Stafford, Stallings, Starnes, Swann, Tankersley, Tanner, Turner (Hamilton), Turner, C. (Shelby), Turner, L. (Shelby), Ussery, Webb, West, Wheeler, Whitson, Williams, Winningham, Wolfe, Wood, Yelton and Mr. Speaker Murray--95.

THURSDAY, MAY 7, 1987--43rd LEGISLATIVE DAY

A motion to reconsider was tabled.

Ms. DeBerry moved that House Bill No. 1306 be re-referred to the Committee on Calendar and Rules, which motion prevailed.

House Bill No. 1284--Improvements T.S.U.

On motion, House Bill No. 1284 was made to conform with Senate Bill No. 1226.

On motion, Senate Bill No. 1226, on same subject, was substituted for House Bill No. 1284.

Mr. Love moved that Senate Bill No. 1226 be passed on third and final consideration, which motion prevailed by the following vote:

Ayes	95
Noes	0

Representatives voting aye were: Bell, Bewley, Bivens, Bragg, Buck, Burnett, Bushing, Byrd, Cain, Clark, Coffey, Collier, Copeland, Crain, Cross, Curlee, Davidson, Davis (Cocke), Davis (Gibson), Davis (Knox), DeBerry, DePriest, Dixon, Drew, Duer, Ellis, Garrett, Good, Harrill, Hassell, Hawkins, Head, Henry, Herron, Hillis, Hobbs, Holcomb, Holt, Hurley, Huskey, Ivy, Jackson, Jared, Jones, R. (Shelby), Jones, U. (Shelby), Kent, Kernell, King, Kisber, Lawson, Long, Love, May, McAfee, Miller, Montgomery, Moody, Moore (Lawrence), Naifeh, Nance, Napier, Odom, Peroulas, Phillips, Pruitt, Purcell, Rhinehart, Ridgeway, Robinson (Davidson), Robinson (Hamilton), Robinson (Washington), Scruggs, Severance, Shirley, Stafford, Stallings, Starnes, Swann, Tankersley, Tanner, Turner (Hamilton), Turner, C. (Shelby), Turner, L. (Shelby), Ussery, Webb, West, Wheeler, Whitson, Williams, Winningham, Wix, Wolfe, Wood, Yelton and Mr. Speake Murray--95.

A motion to reconsider was tabled.

Mr. Kernell moved that House Bill No. 552 be re-referred to the Committee on Calendar and Rules, which motion prevailed.

House Joint Resolution No. 395--Study unemployment compensation.

Mr. Copeland moved that House Joint Resolution No. 395 be adopted, which motion prevailed by the following vote:

THURSDAY, MAY 7, 1987--43rd LEGISLATIVE DAY

Ayes 94
Noes 0

Representatives voting aye were: Bell, Bewley, Bivens, Bragg, Buck, Burnett, Bushing, Byrd, Cain, Chiles, Clark, Coffey, Collier, Copeland, Crain, Cross, Curlee, Davidson, Davis (Cocke), Davis (Gibson), Davis (Knox), DeBerry, DePriest, Dixon, Drew, Duer, Ellis, Garrett, Good, Harrill, Hassell, Hawkins, Head, Henry, Herron, Hillis, Hobbs, Holcomb, Holt, Hurley, Huskey, Ivy, Jackson, Jared, Jones, R. (Shelby), Kent, Kernell, Kisber, Lawson, Long, Love, May, McAfee, Miller, Montgomery, Moody, Moore (Lawrence), Naifeh, Nance, Napier, Odom, Peroulas, Phillips, Pruitt, Purcell, Rhinehart, Ridgeway, Robinson (Davidson), Robinson (Hamilton), Robinson (Washington), Scruggs, Severance, Shirley, Stafford, Stallings, Starnes, Swann, Tankersley, Tanner, Turner (Hamilton), Turner, C. (Shelby), Turner, L. (Shelby), Ussery, Webb, West, Wheeler, Whitson, Williams, Winningham, Wix, Wolfe, Wood, Yelton and Mr. Speaker Murray--94.

A motion to reconsider was tabled.

House Bill No. 806--Tax Revision Law.

On motion, House Bill No. 806 was made to conform with Senate Bill No. 894.

On motion, Senate Bill No. 894, on same subject, was substituted for House Bill No. 806.

Mr. Burnett moved that Senate Bill No. 894 be passed on third and final consideration, which motion prevailed by the following vote:

Ayes 94
Noes 0

Representatives voting aye were: Bell, Bewley, Bivens, Bragg, Buck, Burnett, Bushing, Byrd, Cain, Chiles, Clark, Coffey, Collier, Copeland, Crain, Cross, Curlee, Davidson, Davis (Cocke), Davis (Gibson), Davis (Knox), DeBerry, DePriest, Dixon, Drew, Duer, Ellis, Garrett, Good, Harrill, Hassell, Hawkins, Head, Henry, Herron, Hillis, Hobbs, Holcomb, Holt, Hurley, Huskey, Ivy, Jackson, Jared, Jones, R. (Shelby), Jones, U. (Shelby), Kent, Kernell, King, Kisber, Lawson, Long, Love, May, McAfee, Miller, Montgomery, Moore (Lawrence), Naifeh, Nance, Napier, Odom, Peroulas, Phillips, Pruitt, Purcell,

THURSDAY, MAY 7, 1987--43rd LEGISLATIVE DAY

Rhinehart, Ridgeway, Robinson (Davidson), Robinson (Hamilton), Robinson (Washington), Scruggs, Severance, Shirley, Stafford, Stallings, Swann, Tankersley, Tanner, Turner (Hamilton), Turner, C. (Shelby), Turner, L. (Shelby), Ussery, Webb, West, Wheeler, Whitson, Williams, Winningham, Wix, Wolfe, Wood, Yelton and Mr. Speaker Murray--94.

A motion to reconsider was tabled.

MESSAGE FROM THE SENATE

MR. SPEAKER: I am directed to return to the House, Senate Bill No. 26, as requested.

CLYDE W. McCULLOUGH, JR.,
Chief Clerk.

FURTHER CONSIDERATION OF SENATE BILL NO. 26

Senate Bill No. 26--To regulate classification, certain county officials.

Mr. Bragg moved that the motion to reconsider Senate Bill No. 26 be lifted from the table, which motion prevailed.

Mr. Bragg moved that the House reconsider its action in passing Senate Bill No. 26 on third and final consideration, as amended, which motion prevailed.

Mr. Bragg moved to amend as follows:

AMENDMENT NO. 2

AMEND Senate Bill No. 26 by adding the following new section immediately preceding the last section and by renumbering the subsequent section accordingly:

Section __. If any provision of this act or the application thereof to any person or circumstance is held invalid, such invalidity shall not affect other provisions or applications of the act which can be given effect without the invalid provision or application, and to that end the provisions of this act are declared to be severable.

On motion, the amendment was adopted.

Thereupon, Senate Bill No. 26, as amended, passed its third and

THURSDAY, MAY 7, 1987--43rd LEGISLATIVE DAY

final consideration by the following vote:

Ayes	88
Noes	1

Representatives voting aye were: Bell, Bewley, Bivens, Bragg, Buck, Burnett, Bushing, Byrd, Cain, Chiles, Clark, Coffey, Copeland, Crain, Cross, Curlee, Davidson, Davis (Cocke), Davis (Gibson), Davis (Knox), DeBerry, DePriest, Drew, Duer, Ellis, Garrett, Good, Harrill, Hassell, Hawkins, Henry, Herron, Hillis, Hobbs, Holcomb, Holt, Hurley, Huskey, Ivy, Jackson, Jared, Jones, R. (Shelby), Jones, U. (Shelby), Kent, Kernell, King, Kisber, Lawson, Long, Love, May, McAfee, Miller, Montgomery, Moore (Lawrence), Naifeh, Napier, Odom, Peroulas, Phillips, Purcell, Rhinehart, Robinson (Davidson), Robinson (Hamilton), Robinson (Washington), Scruggs, Severance, Shirley, Stafford, Stallings, Swann, Tankersley, Tanner, Turner (Hamilton), Turner, C. (Shelby), Turner, L. (Shelby), Ussery, Webb, West, Wheeler, Whitson, Williams, Winningham, Wix, Wolfe, Wood, Yelton and Mr. Speaker Murray--88.

Representative voting no was: Moody--1.

A motion to reconsider was tabled.

MESSAGE FROM THE SENATE

MR. SPEAKER: I am directed to return to the House, House Bill No.:

621--Child Welfare Agencies; substituted for Senate Bill on same subject, amended, and passed by the Senate.

CLYDE W. McCULLOUGH, JR.,
Chief Clerk.

HOUSE BILL ON SENATE AMENDMENT

House Bill No. 621--Child Welfare Agencies.

SENATE AMENDMENT NO. 1

Amend House Bill No. 621 by changing the period at the end of the amendatory language of Section 1 to a semicolon and by adding the following thereafter:

THURSDAY, MAY 7, 1987--43rd LEGISLATIVE DAY

"provided, however, that this act shall not have the effect of reducing the rate of reimbursement which is being paid to day-care centers on the effective date hereof."

Ms. Pruitt moved that the House concur in Senate Amendment No. 1, which motion prevailed by the following vote:

Ayes	92
Noes	0

Representatives voting aye were: Bell, Bewley, Bivens, Bragg, Buck, Burnett, Bushing, Byrd, Cain, Chiles, Clark, Coffey, Collier, Crain, Cross, Curlee, Davidson, Davis (Cocke), Davis (Gibson), Davis (Knox), DeBerry, DePriest, Drew, Duer, Ellis, Garrett, Good, Harrill, Hassell, Hawkins, Head, Henry, Herron, Hillis, Hobbs, Holcomb, Holt, Hurley, Huskey, Ivy, Jackson, Jared, Jones, R. (Shelby), Jones, U. (Shelby), Kent, Kernell, King, Kisber, Long, Love, May, McAfee, Miller, Montgomery, Moody, Moore (Lawrence), Naifeh, Nance, Napier, Odom, Peroulas, Phillips, Pruitt, Purcell, Rhinehart, Ridgeway, Robinson (Davidson), Robinson (Hamilton), Robinson (Washington), Scruggs, Severance, Shirley, Stafford, Stallings, Swann, Tankersley, Tanner, Turner (Hamilton), Turner, C. (Shelby), Turner, L. (Shelby), Ussery, Webb, West, Wheeler, Whitson, Williams, Winningham, Wix, Wolfe, Wood, Yelton and Mr. Speaker Murray--92.

A motion to reconsider was tabled.

MESSAGE FROM THE SENATE

MR. SPEAKER: I am directed to return to the House, House Bill No.:

715--Real Estate sold for debt; substituted for Senate Bill on same subject, amended, and passed by the Senate.

CLYDE W. McCULLOUGH, JR.,
Chief Clerk.

HOUSE BILL ON SENATE AMENDMENT

House Bill No. 715--Real Estate sold for debt.

SENATE AMENDMENT NO. 4

Amend House Bill No. 715 by deleting the Sections which read as

follows:

Section _____. The provisions of this act shall not apply in any county having a population of not less than 319,625 nor more than 319,725 according to the 1980 federal census or any subsequent federal census.

Section _____. The provisions of this act shall not apply in any county having a population of not less than 287,700 nor more than 287,800 according to the 1980 federal census or any subsequent federal census.

Mr. Jones, R. (Shelby) moved that the House concur in Senate Amendment No. 4, which motion prevailed by the following vote:

Ayes	94
Noes	0

Representatives voting aye were: Bell, Bewley, Bivens, Bragg, Buck, Burnett, Bushing, Byrd, Cain, Clark, Coffey, Collier, Copeland, Crain, Cross, Curlee, Davidson, Davis (Cocke), Davis (Gibson), Davis (Knox), DeBerry, DePriest, Dixon, Drew, Duer, Ellis, Garrett, Good, Harrill, Hassell, Hawkins, Head, Henry, Herron, Hillis, Hobbs, Holcomb, Holt, Hurley, Huskey, Ivy, Jackson, Jared, Jones, R. (Shelby), Jones, U. (Shelby), Kent, Kernell, King, Kisber, Lawson, Long, Love, May, McAfee, Miller, Montgomery, Moody, Moore (Lawrence), Naifeh, Nance, Napier, Odom, Peroulas, Phillips, Pruitt, Purcell, Rhinehart, Ridgeway, Robinson (Davidson), Robinson (Hamilton), Robinson (Washington), Scruggs, Severance, Shirley, Stafford, Stallings, Swann, Tankersley, Tanner, Turner (Hamilton), Turner, C. (Shelby), Turner, L. (Shelby), Ussery, Webb, West, Wheeler, Whitson, Williams, Winningham, Wix, Wolfe, Wood, Yelton and Mr. Speaker Murray--94.

A motion to reconsider was tabled.

MESSAGE FROM THE SENATE

MR. SPEAKER: I am directed to return to the House, House Bill No.:

998--Property settlement agreement; substituted for Senate Bill on same subject, amended, and passed by the Senate.

CLYDE W. McCULLOUGH, JR.,
Chief Clerk.

THURSDAY, MAY 7, 1987--43rd LEGISLATIVE DAY

HOUSE BILL ON SENATE AMENDMENT

House Bill No. 998--Property settlement agreement.

SENATE AMENDMENT NO. 1

Amend House Bill No. 998:

SECTION 1. Tennessee Code Annotated, Section 36-4-121, is amended by deleting the introduction to subsection (c) and inserting in lieu thereof the following:

(c) In making equitable division of marital property, the court shall not divide the marital property equally between the parties unless the court shall have determined that an equal division is equitable. In making such equitable division, the court shall consider all relevant factors including:

SECTION 2. This act shall take effect upon becoming a law, the public welfare requiring it and shall apply to all actions for divorce or separate support and maintenance that are pending on such date or that are filed on or after such date.

Ms. Williams moved that the House concur in Senate Amendment No. 1, which motion prevailed by the following vote:

Ayes	95
Noes	0

Representatives voting aye were: Bell, Bewley, Bivens, Bragg, Buck, Burnett, Bushing, Byrd, Cain, Chiles, Clark, Coffey, Collier, Copeland, Crain, Cross, Curlee, Davidson, Davis (Cocke), Davis (Gibson), Davis (Knox), DeBerry, DePriest, Dixon, Drew, Duer, Ellis, Frensley, Garrett, Good, Harrill, Hassell, Hawkins, Head, Henry, Herron, Hillis, Hobbs, Holcomb, Holt, Hurley, Huskey, Ivy, Jackson, Jared, Jones, R. (Shelby), Jones, U. (Shelby), Kent, Kernell, King, Kisber, Lawson, Long, Love, May, McAfee, Miller, Montgomery, Moore (Lawrence), Naifeh, Nance, Napier, Odom, Peroulas, Phillips, Pruitt, Purcell, Rhinehart, Ridgeway, Robinson (Davidson), Robinson (Hamilton), Robinson (Washington), Scruggs, Severance, Shirley, Stafford, Stallings, Swann, Tankersley, Tanner, Turner (Hamilton), Turner, C. (Shelby), Turner, L. (Shelby), Ussery, Webb, West, Wheeler, Whitson, Williams, Winningham, Wix, Wolfe, Wood, Yelton and Mr. Speaker Murray--95.

THURSDAY, MAY 7, 1987--43rd LEGISLATIVE DAY

A motion to reconsider was tabled.

FURTHER CONSIDERATION OF SENATE BILL NO. 380

Senate Bill No. 380--Provide Housing certain persons.

Mr. Love moved that Senate Bill No. 380 be passed on third and final consideration.

Mr. Love moved to amend as follows:

AMENDMENT NO. 2

Amend Senate Bill No. 380 by adding a new SECTION 6 in Senate Amendment No. 1 and re-numbering accordingly:

SECTION 6. The county may utilize any funds authorized by Tennessee Code Annotated, Title 13, Chapter 23, Part 3, as provided by Public Chapter __ of 1987 (Senate Bill 466/House Bill 716) for any and all authorized purposes in the Housing Trust Fund.

On motion, the amendment was adopted.

Thereupon, Senate Bill No. 380, as amended, passed its third and final consideration by the following vote:

Ayes	95
Noes	0

Representatives voting aye were: Bell, Bewley, Bivens, Bragg, Buck, Burnett, Bushing, Byrd, Cain, Chiles, Clark, Coffey, Collier, Copeland, Crain, Cross, Curlee, Davidson, Davis (Cocke), Davis (Gibson), Davis (Knox), DeBerry, DePriest, Dixon, Draw, Duer, Ellis, Frensley, Garrett, Good, Harrill, Hassell, Hawkins, Head, Henry, Herron, Hillis, Hobbs, Holcomb, Holt, Hurley, Huskey, Ivy, Jackson, Jared, Jones, R. (Shelby), Jones, U. (Shelby), Kent, Kernell, King, Kisber, Lawson, Long, Love, May, McAfee, Miller, Montgomery, Moody, Moore (Lawrence), Naifeh, Nance, Napier, Odom, Peroulas, Phillips, Pruitt, Purcell, Rhinehart, Ridgeway, Robinson (Davidson), Robinson (Hamilton), Robinson (Washington), Scruggs, Severance, Shirley, Stafford, Stallings, Swann, Tankersley, Tanner, Turner (Hamilton), Turner, C. (Shelby), Turner, L. (Shelby), Ussery, Webb, West, Wheeler, Whitson, Winningham, Wix, Wolfe, Wood, Yelton and Mr. Speaker Murray--95.

A motion to reconsider was tabled.

THURSDAY, MAY 7, 1987--43rd LEGISLATIVE DAY

House Bill No. 9--Registration of Instruments.

On motion, House Bill No. 9 was made to conform with Senate Bill No. 21.

On motion, Senate Bill No. 21, on same subject, was substituted for House Bill No. 9.

Mr. Tanner moved that Senate Bill No. 21 be passed on third and final consideration, which motion prevailed by the following vote:

Ayes	93
Noes	1

Representatives voting aye were: Bell, Bewley, Bivens, Bragg, Burnett, Bushing, Byrd, Cain, Chiles, Coffey, Collier, Copeland, Crain, Cross, Curlee, Davidson, Davis (Cocke), Davis (Gibson), Davis (Knox), DeBerry, DePriest, Dixon, Drew, Duer, Ellis, Frensley, Garrett, Good, Harrill, Hassell, Hawkins, Head, Henry, Herron, Hillis, Hobbs, Holcomb, Holt, Hurley, Huskey, Ivy, Jackson, Jared, Jones, R. (Shelby), Kent, Kernell, Kisber, Lawson, Long, Love, May, McAfee, Miller, Montgomery, Moody, Moore (Lawrence), Naifeh, Nance, Napier, Odom, Peroulas, Phillips, Pruitt, Purcell, Rhinehart, Ridgeway, Robinson (Davidson), Robinson (Hamilton), Robinson (Washington), Scruggs, Severance, Shirley, Stafford, Stallings, Starnes, Swann, Tankersley, Tanner, Turner (Hamilton), Turner, C. (Shelby), Turner, L. (Shelby), Ussery, Webb, West, Wheeler, Whitson, Williams, Winningham, Wix, Wolfe, Wood, Yelton and Mr. Speaker Murray--93.

Representative voting no was: Buck--1.

A motion to reconsider was tabled.

Mr. Dixon moved that the rules be suspended for the purpose of Senate Joint Resolution No. 161 out of order, which motion prevailed.

On motion, the rules were suspended for the immediate consideration of the resolution.

Senate Joint Resolution No. 161--Study Mental Health.

Mr. Dixon moved that Senate Joint Resolution No. 161 be concurred

THURSDAY, MAY 7, 1987--43rd LEGISLATIVE DAY

in, which motion prevailed, by the following vote:

Ayes	90
Noes	0

Representatives voting aye were: Bell, Bewley, Bivens, Bragg, Buck, Burnett, Bushing, Byrd, Chiles, Clark, Coffey, Collier, Crain, Cross, Curlee, Davidson, Davis (Cocke), Davis (Gibson), Davis (Knox), DeBerry, DePriest, Dixon, Drew, Duer, Ellis, Frensley, Garrett, Good, Harrill, Hassell, Hawkins, Head, Henry, Herron, Hillis, Hobbs, Holcomb, Holt, Hurley, Huskey, Ivy, Jackson, Jared, Jones, R. (Shelby), Kent, Kernell, Kisber, Lawson, Long, Love, May, McAfee, Miller, Montgomery, Moody, Moore (Lawrence), Naifeh, Nance, Napier, Peroulas, Phillips, Pruitt, Purcell, Rhinehart, Ridgeway, Robinson (Davidson), Robinson (Hamilton), Robinson (Washington), Scruggs, Severance, Shirley, Stafford, Stallings, Tankersley, Tanner, Turner (Hamilton), Turner, C. (Shelby), Turner, L. (Shelby), Ussery, Webb, West, Wheeler, Whitson, Williams, Winningham, Wix, Wolfe, Wood, Yelton and Mr. Speaker Murray--90.

A motion to reconsider was tabled.

MESSAGE FROM THE SENATE

MR. SPEAKER: I am directed to return to the House, House Bill No.:

885--Filing Fees on certain instruments.

The Speaker appointed a Conference Committee composed of Senators McNally, Cooper and Albright to confer with a like Committee from the House to resolve the differences of the two bodies on House Bill No. 885.

CLYDE W. McCULLOUGH, JR.,
Chief Clerk.

THURSDAY, MAY 7, 1987--43rd LEGISLATIVE DAY

**REPORT OF THE CONFERENCE COMMITTEE ON
SENATE BILL NO. 912/HOUSE BILL NO. 885**

The House and Senate Conference Committees appointed pursuant to motions to resolve differences between the two houses on Senate Bill No. 912 / House Bill No. 885 have met and recommended that Senate amendment #2 be deleted; and that House amendment #1 be adopted.

It is further recommended that the bill be amended by adding the following new section immediately preceding the effective date section and by renumbering the effective date section accordingly:

Section __. The provisions of this act shall apply only in counties having a population of not less than sixty-seven thousand three hundred (67,300) nor more than sixty-seven thousand four hundred (67,400) according to the 1980 federal census of population or any subsequent federal census.

Respectfully submitted this the 7th day of May, 1987.

FOR THE SENATE

Randy McNally
Senator

Jerry Cooper
Senator

Ray Albright
Senator

FOR THE HOUSE

Tom Wheeler
Representative

Gene Davidson
Representative

Dave Coffey
Representative

Mr. Wheeler moved that the Report of the Conference Committee on House Bill No. 885 be adopted and made the action of the House, which motion prevailed by the following vote:

Ayes 91
Noes 0

Representatives voting aye were: Bell, Bewley, Bivens, Bragg, Buck, Burnett, Bushing, Byrd, Cain, Chiles, Clark, Coffey, Collier, Copeland, Crain, Cross, Curlee, Davidson, Davis (Cocke), Davis (Gibson), Davis (Knox), DeBerry, DePriest, Dixon, Drew, Duer, Frensley, Garrett, Good, Harrill, Hassell, Hawkins, Head, Henry, Herron, Hillis, Hobbs, Holcomb, Holt, Hurley, Huskey, Ivy, Jackson, Jared, Jones, R. (Shelby), Kent, Kernell, Kisber,

THURSDAY, MAY 7, 1987--43rd LEGISLATIVE DAY

Lawson, Long, Love, May, McAfee, Miller, Montgomery, Moody, Moore (Lawrence), Naifeh, Nance, Napier, Odom, Peroulas, Phillips, Pruitt, Purcell, Rhinehart, Ridgeway, Robinson (Davidson), Robinson (Hamilton), Robinson (Washington), Shirley, Stafford, Stallings, Swann, Tankersley, Tanner, Turner (Hamilton), Turner, C. (Shelby), Turner, L. (Shelby), Ussery, Webb, West, Wheeler, Whitson, Williams, Winningham, Wix, Wolfe, Wood, Yelton and Mr. Speaker Murray--91.

A motion to reconsider was tabled.

MESSAGE FROM THE SENATE

MR. SPEAKER: I am directed to return to the House, House Bill No.:

885--Filing fees on certain instruments.

The Senate adopted the Conference Committee Report and made it the action of the Senate.

CLYDE W. McCULLOUGH, JR.,
Chief Clerk.

MESSAGE FROM THE SENATE

MR. SPEAKER: I am directed to return to the House, House Bill No. :

907--Instruction of public school.

The Senate refused to recede from its action in adopting Amendment No. 1.

CLYDE W. McCULLOUGH, JR.,
Chief Clerk.

Ms. DeBerry moved that the House refuse to recede from its action in nonconcurring in Senate Amendment No. 1 to House Bill No. 907, which motion prevailed.

Ms. DeBerry moved that the Speaker appoint a Conference Committee to meet with a like committee from the Senate to resolve the differences between the House and Senate on House Bill No. 907, which motion prevailed.

APPOINTMENT OF CONFERENCE COMMITTEE

The Speaker appointed Representatives DeBerry, Williams and Peroulas as the Conference Committee on House Bill No. 907.

THURSDAY, MAY 7, 1987--43rd LEGISLATIVE DAY

MESSAGE FROM THE SENATE

MR. SPEAKER: I am directed to return to the House, Senate Bill No.:

443--To regulate certain fees, services performed by clerks of courts.

The Senate nonconcurred in House Amendment No. 1.

CLYDE W. McCULLOUGH, JR.,
Chief Clerk.

Mr. Ellis moved that the House refuse to recede from its action in adopting Amendment No. 1 to Senate Bill No. 443, which motion prevailed.

MESSAGE FROM THE SENATE

MR. SPEAKER: I am directed to transmit to the House, Senate Joint Resolution No.:

238--Relative to memory, James Byron Mitchell; adopted for concurrence.

CLYDE W. McCULLOUGH, JR.,
Chief Clerk.

MESSAGE FROM THE SENATE

MR. SPEAKER: I am directed to transmit to the House, Senate Joint Resolution No.:

175--Relative to study, impact, job cutbacks, plant closings; adopted for concurrence.

CLYDE W. McCULLOUGH, JR.,
Chief Clerk.

Mr. Naifeh moved that the rules be suspended for the purpose of considering all congratulatory and memorializing Resolutions for immediate consideration, which motion prevailed.

Mr. Naifeh moved that the rules be suspended for the purpose of considering Senate Joint Resolutions Nos. 229, 231, 232, 237 and 238 out of order, which motion prevailed.

On motion, the rules were suspended for the immediate consideration of the resolutions.

Senate Joint Resolution No. 229--Honoring Coach Jim Burton.

Senate Joint Resolution No. 231--Confirming appointment Robert Carroll Byrd.

Senate Joint Resolution No. 232--Thanking Larry Hill.

Senate Joint Resolution No. 237--Memory, Ernest Brown.

Senate Joint Resolution No. 238--Memory, James Byron Mitchell.

THURSDAY, MAY 7, 1987--43rd LEGISLATIVE DAY

Mr. Naifeh moved that Senate Joint Resolutions Nos. 229, 231, 232, 237 and 238 be concurred in, which motion prevailed by the following vote:

Ayes 91
Noes 0

Representatives voting aye were: Bell, Bewley, Bivens, Bragg, Buck, Burnett, Bushing, Byrd, Cain, Chiles, Clark, Coffey, Collier, Copeland, Crain, Cross, Curlee, Davidson, Davis (Cocke), Davis (Gibson), Davis (Knox), DeBerry, DePriest, Dixon, Drew, Duer, Frensley, Garrett, Good, Harrill, Hassell, Hawkins, Head, Henry, Herron, Hillis, Hobbs, Holcomb, Holt, Hurley, Huskey, Ivy, Jackson, Jared, Jones, R. (Shelby), Kent, Kernell, Kisber, Lawson, Long, Love, May, McAfee, Miller, Montgomery, Moore (Lawrence), Naifeh, Nance, Napier, Odom, Peroulas, Phillips, Pruitt, Purcell, Rhinehart, Ridgeway, Robinson (Hamilton), Robinson (Washington), Scruggs, Severance, Shirley, Stafford, Stallings, Swann, Tankersley, Tanner, Turner (Hamilton), Turner, C. (Shelby), Turner, L. (Shelby), Ussery, Webb, West, Wheeler, Whitson, Williams, Winningham, Wix, Wolfe, Wood, Yelton and Mr. Speaker Murray--91.

A motion to reconsider was tabled.

Mr. Speaker Murray relinquished the Chair to Mr. Bivens Speaker pro tem.

Mr. Napier moved that the rules be suspended for the purpose of introducing Senate Joint Resolution No. 227 out of order, which motion prevailed.

On motion, the rules were suspended for the immediate consideration of the resolution.

Senate Joint Resolution No. 227--Confirming appointment Dan Delk Kennedy, Sr.

Mr. Napier moved that Senate Joint Resolution No. 227 be concurred in, which motion prevailed by the following vote:

Ayes 92
Noes 0

Representatives voting aye were: Bell, Bewley, Bivens, Bragg, Buck, Burnett, Bushing, Byrd, Cain, Chiles, Clark, Coffey, Collier, Copeland, Crain, Cross, Curlee, Davidson, Davis (Cocke), Davis (Gibson), Davis (Knox),

THURSDAY, MAY 7, 1987--43rd LEGISLATIVE DAY

DePriest, Dixon, Drew, Duer, Frensley, Garrett, Good, Harrill, Hassell, Hawkins, Head, Henry, Herron, Hillis, Hobbs, Holcomb, Holt, Hurley, Huskey, Ivy, Jackson, Jared, Jones, R. (Shelby), Kent, Kernell, Kisber, Lawson, Long, Love, May, McAfee, Miller, Montgomery, Moody, Moore (Lawrence), Naifeh, Nance, Napier, Odom, Peroulas, Phillips, Pruitt, Purcell, Rhinehart, Ridgeway, Robinson (Hamilton), Robinson (Washington), Scruggs, Severance, Shirley, Stafford, Stallings, Starnes, Swann, Tankersley, Tanner, Turner (Hamilton), Turner, C. (Shelby), Turner, L. (Shelby), Ussery, Webb, West, Wheeler, Whitson, Williams, Winningham, Wix, Wolfe, Wood, Yelton and Mr. Speaker Murray--92.

A motion to reconsider was tabled.

Mr. Crain moved that the rules be suspended for the purpose of introducing Senate Joint Resolution No. 228 out of order, which motion prevailed.

On motion, the rules were suspended for the immediate consideration of the resolution.

Senate Joint Resolution No. 228--Confirming appointment Cynthia Rawls Bond.

Mr. Crain moved that Senate Joint Resolution No. 228 be concurred in, which motion prevailed by the following vote:

Ayes	94
Noes	0

Representatives voting aye were: Bell, Bewley, Bivens, Bragg, Buck, Burnett, Bushing, Byrd, Cain, Chiles, Clark, Coffey, Collier, Copeland, Crain, Cross, Curlee, Davidson, Davis (Cocke), Davis (Gibson), Davis (Knox), DeBerry, DePriest, Dixon, Drew, Duer, Ellis, Frensley, Garrett, Good, Harrill, Hassell, Hawkins, Head, Henry, Herron, Hillis, Hobbs, Holcomb, Holt, Hurley, Huskey, Ivy, Jackson, Jared, Jones, R. (Shelby), Kernell, Kisber, Lawson, Long, Love, May, McAfee, Miller, Montgomery, Moody, Moore (Lawrence), Naifeh, Nance, Napier, Odom, Peroulas, Phillips, Pruitt, Purcell, Rhinehart, Ridgeway, Robinson (Davidson), Robinson (Hamilton), Robinson (Washington), Scruggs, Severance, Shirley, Stafford, Stallings, Starnes, Swann, Tankersley, Tanner, Turner (Hamilton), Turner, C. (Shelby), Turner, L. (Shelby), Ussery, Webb, West, Wheeler, Whitson, Williams, Winningham, Wix, Wolfe, Wood, Yelton and Mr. Speaker Murray--94.

A motion to reconsider was tabled.

MESSAGE FROM THE SENATE

MR. SPEAKER: I am directed to request the return of House Bill

THURSDAY, MAY 7, 1987--43rd LEGISLATIVE DAY

No. 436, for future consideration.

CLYDE W. McCULLOUGH, JR.,
Chief Clerk.

Senate Joint Resolution No. 153--Relative to study state-wide Motor Vehicle Inspection program.

Mr. Yelton moved that Senate Joint Resolution No. 153 be concurred in, which motion prevailed by the following vote:

Ayes	89
Noes	2

Representatives voting aye were: Bell, Bewley, Bivens, Bragg, Burnett, Bushing, Byrd, Cain, Chiles, Clark, Coffey, Collier, Crain, Cross, Curlee, Davidson, Davis (Cocke), Davis (Gibson), Davis (Knox), DeBerry, DePriest, Dixon, Drew, Duer, Ellis, Frensley, Garrett, Good, Harrill, Hassell, Hawkins, Head, Herron, Hillis, Hobbs, Holcomb, Holt, Hurley, Huskey, Ivy, Jackson, Jared, Jones, R. (Shelby), Jones, U. (Shelby), Kent, Kernell, Kisber, Lawson, Long, Love, May, Miller, Montgomery, Moody, Moore (Lawrence), Naifeh, Nance, Napier, Odom, Peroulas, Phillips, Pruitt, Purcell, Rhinehart, Ridgeway, Robinson (Davidson), Robinson (Hamilton), Robinson (Washington), Scruggs, Severance, Shirley, Stallings, Swann, Tankersley, Tanner, Turner (Hamilton), Turner, C. (Shelby), Turner, L. (Shelby), Ussery, Webb, West, Wheeler, Whitson, Williams, Winningham, Wix, Wood, Yelton and Mr. Speaker Murray--89.

Representatives voting no were: Buck and Copeland--2

A motion to reconsider was tabled.

MESSAGE FROM THE SENATE

MR. SPEAKER: I am directed to return to the House, Senate Bill No.:

318--To regulate consumption, alcoholic beverages.

The Senate concurred in House Amendments Nos. 1, 2 and 3, and nonconcurred in House Amendment No. 4.

CLYDE W. McCULLOUGH, JR.,
Chief Clerk.

THURSDAY, MAY 7, 1987--43rd LEGISLATIVE DAY

FURTHER CONSIDERATION OF SENATE BILL NO. 318

Senate Bill No. 318--To regulate consumption, alcoholic beverages.

Mr. Chiles moved that the motion to reconsider Senate Bill No. 318 be lifted from the table, which motion prevailed.

Mr. Chiles moved that the House reconsider its action in passing Senate Bill No. 318 on third and final consideration, as amended, which motion prevailed.

Mr. Chiles moved that the House reconsider its action in adopting Amendment No. 4, which motion prevailed.

Mr. Chiles moved that Amendment No. 4 be withdrawn, which motion prevailed.

Thereupon, Senate Bill No. 318, as amended, passed its third and final consideration by the following vote:

Ayes	61
Noes	27
Present and not voting	2

Representatives voting aye were: Bell, Bewley, Bivens, Bragg, Burnett, Bushing, Chiles, Clark, Collier, Copeland, Cross, Davidson, Davis (Knox), DeBerry, Dixon, Drew, Ellis, Frensley, Garrett, Good, Hassell, Head, Hillis, Jared, Jones, R. (Shelby), Jones, U. (Shelby), Kent, Kernell, Kisber, Long, Love, May, Miller, Montgomery, Moody, Naifeh, Peroulas, Phillips, Pruitt, Purcell, Ridgeway, Robinson (Davidson), Robinson (Hamilton), Robinson (Washington), Scruggs, Severance, Shirley, Stafford, Stallings, Tanner, Turner (Hamilton), Turner, L. (Shelby), Ussery, Webb, West, Wheeler, Whitson, Williams, Wix, Yelton and Mr. Speaker Murray--61.

Representatives voting no were: Buck, Byrd, Coffey, Crain, Curlee, Davis (Cocke), Davis (Gibson), Harrill, Hawkins Henry, Herron, Hobbs, Holcomb, Holt, Hurley, Huskey, Ivy, Jackson, McAfee, Moore (Lawrence), Nance, Napier, Rhinehart, Turner, C. (Shelby), Winningham, Wolfe and Wood--27.

Representatives present and not voting were: Swann and Tankersley--2.

A motion to reconsider was tabled.

THURSDAY, MAY 7, 1987--43rd LEGISLATIVE DAY

Ms. Williams moved that the rules be suspended for the purpose of recalling Senate Bill No. 136 from the Committee on Calendar and Rules for immediate consideration, which motion prevailed.

FURTHER CONSIDERATION OF SENATE BILL NO. 136

Senate Bill No. 136--To regulate immunity from suits, certain civic leagues.

Ms. Williams moved that Senate Bill No. 136 be passed on third and final consideration.

Mr. Swann moved that the motion to adopt Amendment No. 1 previously filed, be withdrawn, which motion prevailed.

Thereupon, Senate Bill No. 136, passed its third and final consideration by the following vote:

Ayes	94
Noes	0
Present and not voting	1

Representatives voting aye were: Bell, Bewley, Bivens, Bragg, Buck, Burnett, Bushing, Byrd, Cain, Chiles, Clark, Coffey, Collier, Copeland, Crain, Cross, Curlee, Davidson, Davis (Cocke), Davis (Gibson), Davis (Knox), DeBerry, DePriest, Dixon, Drew, Duer, Ellis, Frenslley, Garrett, Good, Harrill, Hassell, Hawkins, Head, Henry, Herron, Hillis, Hobbs, Holcomb, Holt, Hurley, Huskey, Ivy, Jackson, Jared, Jones, R. (Shelby), Jones, U. (Shelby), Kent, Kernell, King, Kisber, Lawson, Long, Love, May, McAfee, Miller, Montgomery, Moody, Moore (Lawrence), Naifeh, Napier, Odom, Peroulas, Phillips, Pruitt, Purcell, Rhinehart, Ridgeway, Robinson (Davidson), Robinson (Hamilton), Robinson (Washington), Scruggs, Severance, Shirley, Stafford, Stallings, Starnes, Swann, Tankersley, Tanner, Turner, C. (Shelby), Ussery, Webb, West, Wheeler, Whitson, Williams, Winningham, Wix, Wolfe, Wood, Yelton and Mr. Speaker Murray--94.

Representative present and not voting was: Turner, L. (Shelby)--1.

A motion to reconsider was tabled.

On motion of Mr. Buck, House Resolution No. 8 was recalled from the Committee on Judiciary.

On motion of Mr. Buck, House Resolution No. 8 was withdrawn from the House.

THURSDAY, MAY 7, 1987--43rd LEGISLATIVE DAY

Senate Joint Resolution No. 8--Creating Special Committee, Home Equity Lending Programs.

Mr. West moved that Senate Joint Resolution No. 8 be concurred in, which motion prevailed by the following vote:

Ayes	92
Noes	0

Representatives voting aye were: Bell, Bewley, Bivens, Bragg, Buck, Burnett, Bushing, Byrd, Cain, Chiles, Clark, Coffey, Collier, Crain, Cross, Curlee, Davidson, Davis (Cocke), Davis (Gibson), Davis (Knox), DeBerry, DePriest, Dixon, Drew, Duer, Ellis, Frensley, Garrett, Good, Harrill, Hassell, Hawkins, Head, Henry, Herron, Hillis, Hobbs, Holcomb, Holt, Hurley, Huskey, Ivy, Jackson, Jared, Jones, R. (Shelby), Kent, Kernell, King, Kisber, Lawson, Long, Love, May, McAfee, Miller, Montgomery, Moody, Moore (Lawrence), Naifeh, Nance, Napier, Odom, Peroulas, Phillips, Pruitt, Purcell, Ridgeway, Robinson (Davidson), Robinson (Hamilton), Robinson (Washington), Scruggs, Severance, Shirley, Stafford, Stallings, Swann, Tankersley, Tanner, Turner, C. (Shelby), Turner, L. (Shelby), Ussery, Webb, West, Wheeler, Whitson, Williams, Winningham, Wix, Wolfe, Wood, Yelton and Mr. Speaker Murray--92.

A motion to reconsider was tabled.

Mr. Wheeler moved that the rules be suspended for the purpose of recalling House Bill No. 1126 from the Committee on Calendar and Rules for immediate consideration, which motion prevailed.

House Bill No. 1126--Motorcycle Education Program.

On motion, House Bill No. 1126 was made to conform with Senate Bill No. 1134.

On motion, Senate Bill No. 1134, on same subject, was substituted for House Bill No. 1126.

Mr. Wheeler moved that Senate Bill No. 1134 be passed on third and final consideration.

Mr. Robinson (Davidson) moved to amend as follows:

AMENDMENT NO. 1

Amend Senate Bill No. 1134 by inserting in Section 7 the words "reinstated or an original" between the words "applicants for a" and the word "motorcycle"

THURSDAY, MAY 7, 1987--43rd LEGISLATIVE DAY

AND FURTHER AMEND by adding the following language at the end of Section 7:

Provided, that, no licensing skills test examination required by this act shall be required for renewals of a motorcycle operator's license.

On motion, the amendment was adopted.

Mr. Wheeler moved to amend as follows:

AMENDMENT NO. 2

Amend Senate Bill No. 1134 by adding the following new subsection at the end of Section 2:

(h) The commissioner shall regulate and administer the motorcycle rider education program established under this act, and any person or entity providing instruction as authorized in this act shall not be subject to the state's commercial driver training laws, as found in Tennessee Code Annotated, Sections 55-19-101, et. seq., or regulations issued pursuant to those laws.

AND FURTHER AMEND by deleting the word "manufacturers," in the first sentence of subsection (b) of Section 5.

AND FURTHER AMEND by deleting the word "manufacturer," in the second sentence of subsection (b) of Section 5.

AND FURTHER AMEND by deleting the word "may" in Section 6 and by substituting instead the word "shall".

AND FURTHER AMEND by deleting the figure "1987" in Section 12 and by substituting instead the figure "1988".

On motion, the amendment was adopted.

Thereupon, Senate Bill No. 1134, as amended, passed its third and final consideration by the following vote:

Ayes	67
Noes	22
Present and not voting	2

Representatives voting aye were: Bell, Bivens, Bragg, Burnett, Byrd,

THURSDAY, MAY 7, 1987--43rd LEGISLATIVE DAY

Cain, Chiles, Clark, Collier, Cross, Curlee, Davis (Gibson), Davis (Knox), DeBerry, DePriest, Dixon, Drew, Duer, Ellis, Frensley, Garrett, Good, Hassell, Hillis, Hobbs, Holcomb, Holt, Ivy, Jackson, Jones, R. (Shelby), Jones, U. (Shelby), Kent, Kernell, King, Kisber, Love, McAfee, Miller, Montgomery, Moore (Lawrence), Naifeh, Napier, Odom, Peroulas, Pruitt, Ridgeway, Robinson (Davidson), Robinson (Washington), Scruggs, Shirley, Stafford, Stallings, Starnes, Swann, Tankersley, Tanner, Turner, C. (Shelby), Ussery, Webb, Wheeler, Whitson, Williams, Wix, Wolfe, Wood, Yelton and Mr. Speaker Murray--67.

Representatives voting no were: Bewley, Buck, Crain, Davidson, Davis (Cocke), Harrill, Hawkins, Head, Henry, Herron, Hurley, Huskey, Jared, Long, Moody, Phillips, Purcell, Rhinehart, Robinson (Hamilton), Severance, West and Winningham--22.

Representatives present and not voting were: Bushing and Coffey--2.

A motion to reconsider was tabled.

FURTHER CONSIDERATION OF HOUSE BILL NO. 998

House Bill No. 998--Property settlement agreement.

Ms. Williams moved that the motion to reconsider House Bill No. 998 be lifted from the table, which motion prevailed.

Ms. Williams moved that the House reconsider its action in passing House Bill No. 998 on third and final consideration, as amended, which motion prevailed.

Ms. Williams moved that the House non-concur in Senate Amendment No. 1, which motion prevailed.

Mr. Speaker Murray resumed the Chair.

Mr. Bragg moved that the rules be suspended for the purpose of introducing House Resolution No. 72 out of order, which motion prevailed.

House Resolution No. 72--Commending Speaker Ed Murray--By Bragg.

On motion, the rules were suspended for the immediate consideration of the resolution.

Mr. Bragg moved that House Resolution No. 72 be adopted, which motion prevailed by the following vote:

Ayes	98
Noes	0

Representatives voting aye were: Bell, Bewley, Bivens, Bragg,

THURSDAY, MAY 7, 1987--43rd LEGISLATIVE DAY

Buck, Burnett, Bushing, Byrd, Cain, Chiles, Clark, Coffey, Collier, Copeland, Crain, Cross, Curlee, Davidson, Davis (Cocke), Davis (Gibson), Davis (Knox), DeBerry, DePriest, Dixon, Drew, Duer, Ellis, Frensley, Gaia, Garrett, Good, Harrill, Hassell, Hawkins, Head, Henry, Herron, Hillis, Hobbs, Holcomb, Holt, Hurley, Huskey, Ivy, Jackson, Jared, Jones, R. (Shelby), Jones, U. (Shelby), Kent, Kernell, King, Kisber, Lawson, Long, Love, May, McAfee, Miller, Montgomery, Moody, Moore (Lawrence), Moore (Shelby), Naifeh, Nance, Napier, Odom, Peroulas, Phillips, Pruitt, Purcell, Rhinehart, Ridgeway, Robinson (Davidson), Robinson (Hamilton), Robinson (Washington), Scruggs, Severance, Shirley, Stafford, Stallings, Starnes, Swann, Tankersley, Tanner, Turner (Hamilton), Turner, C. (Shelby), Turner, L. (Shelby), Ussery, Webb, West, Wheeler, Whitson, Williams, Winningham, Wix, Wolfe, Wood and Yelton--98.

A motion to reconsider was tabled.

MESSAGE FROM THE SENATE

MR. SPEAKER: I am directed to return to the House, Senate Bill No.:

407--To regulate peace officer standards and training commission.

The Senate adopted the Conference Committee Report and made it the action of the Senate.

CLYDE W. McCULLOUGH, JR.,
Chief Clerk.

**Conference Committee Report
on House Bill No. 212/Senate Bill No. 407**

The House and Senate Conference Committee appointed pursuant to Motions to resolve the differences between the two houses on House Bill No. 212 (Senate Bill No. 407) has met and recommends that the following House amendments be adopted: 1, 3, and 4; and recommends that the following House amendment be deleted: 2.

The Committee further recommends that the following Senate amendment be adopted: 3; and that the following Senate amendments be deleted: 1, 2, and 4.

The Committee further recommends that the following amendment be adopted.

AMEND by adding the following language as a new section to be appropriately designated:

THURSDAY, MAY 7, 1987--43rd LEGISLATIVE DAY

SECTION ____. Tennessee Code Annotated, Section 38-8-104, is amended by adding the following as a new subsection (e):

The commission shall establish criteria for determining whether to grant an exception to or to waive the qualifications of Section 38-8-106, for a person hired as a police officer after the effective date of this Act, except that no waiver or exception shall be granted for dishonorable discharge from the military, mental illness, or a narcotics violation that could result in a felony charge. The commission's decisions with regard to exceptions or waivers granted under this Section shall be appealable to the Commissioner of Safety.

The Committee further recommends that the following amendment be adopted:

AMEND by adding the following language as a new section to be appropriately designated:

SECTION ____. Tennessee Code Annotated Section 38-8-102(b) by adding the following language to the end of the subsection:

and four (4) additional members to be appointed by the Governor.

James F. Kyle

Shelby Rhinehart

Jerry Cooper

Guy Cain

Ronnie Greer

Shirley Duer

Mr. Rhinehart moved that the Report of the Conference Committee on Senate Bill No. 407 be adopted and made the action of the House, which motion prevailed by the following vote:

Ayes	94
Noes	0

Representatives voting aye were: Bell, Bewley, Bivens, Bragg, Buck, Burnett, Bushing, Byrd, Cain, Clark, Coffey, Collier, Crain, Cross, Curlee, Davidson, Davis (Cocke), Davis (Gibson), Davis (Knox), DeBerry, DePriest,

THURSDAY, MAY 7, 1987--43rd LEGISLATIVE DAY

Dixon, Drew, Duer, Ellis, Frensley, Garrett, Good, Harrill, Hassell, Hawkins, Henry, Herron, Hillis, Hobbs, Holcomb, Holt, Hurley, Huskey, Ivy, Jackson, Jared, Jones, R. (Shelby), Jones, U. (Shelby), Kent, Kernell, King, Kisber, Lawson, Long, Love, May, McAfee, Miller, Montgomery, Moody, Moore (Lawrence), Moore (Shelby), Naifeh, Nance, Napier, Odom, Peroulas, Phillips, Pruitt, Purcell, Rhinehart, Ridgeway, Robinson (Davidson), Robinson (Hamilton), Robinson (Washington), Scruggs, Severance, Shirley, Stafford, Stallings, Starnes, Swann, Tankersley, Tanner, Turner (Hamilton), Turner, C. (Shelby), Turner, L. (Shelby), Ussery, Webb, West, Wheeler, Whitson, Williams, Winningham, Wolfe, Wood, Yelton and Mr. Speaker Murray--94.

A motion to reconsider was tabled.

Mr. Kernell moved that the rules be suspended for the purpose of introducing Senate Joint Resolution No. 175 out of order, which motion prevailed.

Senate Joint Resolution No. 175--Relative to study, impact, job cutbacks, plant closings.

On motion the rules were suspended for the immediate consideration of the resolution.

Mr. Kernell moved that Senate Joint Resolution No. 175 be concurred in, which motion prevailed by the following vote:

Ayes	93
Noes	1

Representatives voting aye were: Bell, Bewley, Bivens, Bragg, Buck, Burnett, Bushing, Byrd, Cain, Chiles, Clark, Coffey, Collier, Crain, Cross, Curlee, Davidson, Davis (Cocke), Davis (Gibson), Davis (Knox), DeBerry, DePriest, Dixon, Drew, Ellis, Frensley, Garrett, Good, Harrill, Hassell, Hawkins, Head, Henry, Herron, Hillis, Hobbs, Holcomb, Holt, Hurley, Huskey, Ivy, Jackson, Jared, Jones, R. (Shelby), Kent, Kernell, Kisber, Lawson, Long, Love, May, McAfee, Miller, Montgomery, Moody, Moore (Lawrence), Naifeh, Nance, Napier, Odom, Peroulas, Phillips, Pruitt, Purcell, Rhinehart, Ridgeway, Robinson (Davidson), Robinson (Hamilton), Robinson (Washington), Scruggs, Severance, Shirley, Stafford, Stallings, Starnes, Swann, Tankersley, Tanner, Turner (Hamilton), Turner, C. (Shelby), Turner, L. (Shelby), Ussery, Webb, West, Wheeler, Whitson, Williams, Winningham, Wix, Wolfe, Wood, Yelton and Mr. Speaker Murray--93.

Representative voting no was: Duer--1.

THURSDAY, MAY 7, 1987--43rd LEGISLATIVE DAY

A motion to reconsider was tabled.

Mr. Long moved that the rules be suspended for the purpose of considering House Resolution No. 70 out of order, which motion prevailed.

On motion, the rules were suspended for the immediate consideration of the resolution.

House Resolution No. 70--Study real property transfer warranties.

Mr. Long moved that House Resolution No. 70 be adopted, which motion prevailed by the following vote:

Ayes	93
Noes	0

Representatives voting aye were: Bell, Bewley, Bivens, Bragg, Buck, Burnett, Byrd, Cain, Clark, Coffey, Collier, Crain, Cross, Curlee, Davidson, Davis (Cocke), Davis (Gibson), Davis (Knox), DeBerry, DePriest, Dixon, Drew, Duer, Ellis, Frensley, Garrett, Good, Harrill, Hassell, Hawkins, Head, Henry, Herron, Hillis, Hobbs, Holcomb, Holt, Hurley, Huskey, Ivy, Jackson, Jared, Jones, R. (Shelby), Jones, U. (Shelby), Kent, Kernell, King, Kisber, Lawson, Long, Love, May, McAfee, Miller, Montgomery, Moody, Moore (Lawrence), Naifeh, Nance, Napier, Peroulas, Phillips, Pruitt, Purcell, Rhinehart, Ridgeway, Robinson (Davidson), Robinson (Hamilton), Robinson (Washington), Scruggs, Severance, Shirley, Stafford, Stallings, Starnes, Swann, Tankersley, Tanner, Turner (Hamilton), Turner, C. (Shelby), Turner, L. (Shelby), Ussery, Webb, West, Wheeler, Whitson, Williams, Winningham, Wix, Wolfe, Wood, Yelton and Mr. Speaker Murray--93.

A motion to reconsider was tabled.

On motion of Mr. Wix, House Bill No. 1247 was recalled from the Committee on State and Local government.

On motion of Mr. Wix, House Bill No. 1247 was withdrawn from the House.

On motion of Mr. Naifeh, Senate Joint Resolution No. 68 was recalled from the Senate.

MESSAGE FROM THE SENATE

MR. SPEAKER: I am directed to return to the House, Senate Bill

THURSDAY, MAY 7, 1987--43rd LEGISLATIVE DAY

No. :

640---To regulate real estate brokers' rules.

The Senate adopted the Conference Committee Report and made it the action of the Senate.

CLYDE W. McCULLOUGH, JR.,
Chief Clerk.

**Conference Report
SB 640/HB 271**

Pursuant to motions in the House and Senate to appoint a Conference Committee to conform Senate Bill 640/House Bill 271, the Committee recommends that all amendments adopted by the House and Senate be deleted and the following language be adopted:

SECTION 2 of the bill is hereby amended by deleting subsection (b) (2).

SECTION 3 is amended by deleting the text thereof in its entirety and substituting the following:

(a) Tennessee Code Annotated, Section 62-13-303 (b), is amended by deleting the text of subdivision (2) thereof and substituting the following:

"Certification of satisfactory completion by the applicant of sixty (60) classroom hours in real estate at a school, college, or university approved by the Tennessee real estate commission, including thirty (30) classroom hours covering the basic principles of real estate."

(b) Tennessee Code Annotated, Section 62-13-303 (c), is amended by deleting the text of subdivision (2) and substituting the following:

"Certification of satisfactory completion by the applicant of one hundred-twenty (120) classroom hours in real estate (before or after receipt of an affiliate broker license) at a school, college, or university approved by the Tennessee Real Estate Commission, including thirty (30) classroom hours covering office or brokerage management."

(c) Tennessee Code Annotated, Section 62-13-303 (g), is amended by deleting the text thereof in its entirety and substituting the following:

THURSDAY, MAY 7, 1987--43rd LEGISLATIVE DAY

Every two (2) years, as a requisite for the reissuance of an affiliate broker's license originally issued on or after July 1, 1980, the affiliate broker shall furnish certification of satisfactory completion of sixteen (16) classroom hours in real estate courses at any school, college, or university approved by the commission.

(d) Tennessee Code Annotated, Section 62-13-303 (h), is amended by deleting the words and figures "two (2) additional three-hour courses" and substituting the language "one hundred-twenty (120) classroom hours"

SECTION 4 is hereby deleted and the following language is added thereto:

"Should any provision of this law be declared invalid by a court of competent jurisdiction, the remaining sections shall be unaffected thereby, all provisions being severable."

A new Section 5 is added with the following language: This act shall take effect on January 1, 1988, the public welfare requiring it.

Conference Committee Members approving Conference Report SB 640/HB 271

Senator Bill Owen

Rep. Ben West, Jr.

Senator Ed Davis

Rep. Fred Hobbs

Senator Joe Haynes

Rep. Bill Collier

Senator Lou Patten

Rep. David Shirley

Mr. West moved that the Report of the Conference Committee on Senate Bill No. 640 be adopted and made the action of the House, which motion prevailed by the following vote:

Ayes	89
Noes	2

Representatives voting aye were: Bell, Bewley, Bragg, Buck, Burnett, Byrd, Cain, Chiles, Clark, Coffey, Collier, Crain, Cross, Curlee, Davidson, Davis (Cocke), Davis (Gibson), Davis (Knox), DeBerry, DePriest, Dixon, Drew, Duer, Ellis, Frensley, Garrett, Good, Harrill, Hassell, Hawkins, Head,

THURSDAY, MAY 7, 1987--43rd LEGISLATIVE DAY

Henry, Herron, Hillis, Hobbs, Holcomb, Holt, Hurley, Huskey, Ivy, Jackson, Jared, Jones, R. (Shelby), Jones, U. (Shelby), Kent, Kernell, King, Kisber, Love, May, McAfee, Miller, Montgomery, Moody, Moore (Lawrence), Naifeh, Nance, Napier, Peroulas, Phillips, Pruitt, Purcell, Rhinehart, Ridgeway, Robinson (Hamilton), Robinson (Washington), Scruggs, Severance, Shirley, Stafford, Stallings, Starnes, Swann, Tankersley, Tanner, Turner (Hamilton), Turner, C. (Shelby), Turner, L. (Shelby), Ussery, Webb, West, Wheeler, Whitson, Williams, Winningham, Wix, Wood, Yelton and Mr. Speaker Murray--89.

Representatives voting no were: Bivens and Wolfe--2.

A motion to reconsider was tabled.

On motion of Mr. King, House Resolution No. 71 was withdrawn from the House.

On motion of Mr. Cross, House Bill No. 248 was recalled from the Committee on Conservation and Environment.

On motion of Mr. Cross, House Bill No. 248 was withdrawn from the House.

MESSAGE FROM THE SENATE

MR. SPEAKER: I am directed to return to the House, Senate Bill No.:

102--To defray associations cost dues, county officeholders.

The Senate concurred in House Amendments Nos. 1 and 2 and nonconcurred in House Amendment No. 3.

CLYDE W. McCULLOUGH, JR.,
Chief Clerk.

FURTHER CONSIDERATION OF SENATE BILL NO. 102

Senate Bill No. 102--To defray associations cost dues, county office holders.

Mr. Naifeh moved that the motion to reconsider Senate Bill No. 102 be lifted from the table, which motion prevailed.

Mr. Naifeh moved that the House reconsider its action in passing Senate Bill No. 102 on third and final consideration, as amended, which motion prevailed.

Mr. Naifeh moved that the House reconsider its action in adopting Amendment No. 3, which motion prevailed.

THURSDAY, MAY 7, 1987--43rd LEGISLATIVE DAY

Mr. Naifeh moved that Amendment No. 3 be withdrawn, which motion prevailed.

Thereupon, Senate Bill No. 102, as amended, passed its third and final consideration by the following vote:

Ayes 81
Noes 11

Representatives voting aye were: Bell, Bewley, Bivens, Buck, Byrd, Cain, Clark, Coffey, Collier, Cross, Curlee, Davidson, Davis (Cocke), Davis (Gibson), Davis (Knox), DeBerry, DePriest, Dixon, Drew, Ellis, Frensley, Garrett, Good, Harrill, Hassell, Hawkins, Henry, Herron, Hillis, Hobbs, Holcomb, Hurley, Huskey, Ivy, Jared, Jones, R. (Shelby), Kent, Kernell, King, Kisber, Lawson, Long, Love, May, Miller, Moore (Lawrence), Naifeh, Napier, Odom, Peroulas, Phillips, Pruitt, Purcell, Rhinehart, Ridgeway, Robinson (Davidson), Robinson (Hamilton), Robinson (Washington), Scruggs, Severance, Shirley, Stafford, Stallings, Starnes, Swann, Tankersley, Tanner, Turner (Hamilton), Turner, C. (Shelby), Turner, L. (Shelby), Ussery, Webb, West, Wheeler, Whitson, Williams, Winningham, Wolfe, Wood, Yelton and Mr. Speaker Murray--81.

Representatives voting no were: Bragg, Burnett, Crain, Duer, Head, Holt, Jackson, McAfee, Montgomery, Moody, Nance--11.

A motion to reconsider was tabled.

MESSAGE FROM THE SENATE

MR. SPEAKER: I am directed to return to the House, Senate Bill No. 552--To regulate communications, psychiatrists.

The Senate adopted the Conference Committee Report and made it the action of the Senate.

CLYDE W. McCULLOUGH, JR.,
Chief Clerk.

REPORT OF THE CONFERENCE COMMITTEE ON

SENATE BILL NO. 552 / HOUSE BILL NO. 457

The House and Senate Conference Committees appointed pursuant to motions to resolve differences between the two houses on Senate Bill 552 / House Bill 457 have met and recommended that Senate amendment #2 be deleted; and that House amendment #1 be deleted.

THURSDAY, MAY 7, 1987--43rd LEGISLATIVE DAY

It is further recommended that the bill be amended by deleting item (3) of Section 1, subsection (a) and by substituting instead the following:

(3) in proceedings to involuntarily hospitalize the patient under Section 33-6-103 or 33-6-104 if the psychiatrist decides that the patient is in need of care and treatment in a residential facility. Unless otherwise ordered by the court, the exception is limited to disclosures necessary to establish that the patient poses a substantial likelihood of serious harm requiring involuntary hospitalization under Section 33-6-103 or 33-6-104.

Respectfully submitted this the 7th day of May, 1987.

FOR THE SENATE

Senator Jim Lewis

Senator Curtis Person, Jr.

Senator Anna Belle O'Brien

FOR THE HOUSE

Rep. Paul Starnes

Rep. Shirley Duer

Rep. Bill Purcell

Mr. Starnes moved that the Report of the Conference Committee on Senate Bill No. 552 be adopted and made the action of the House, which motion prevailed by the following vote:

Ayes	95
Noes	0

Representatives voting aye were: Bell, Bewley, Bivens, Bragg, Buck, Burnett, Bushing, Byrd, Cain, Chiles, Clark, Coffey, Collier, Crain, Cross, Curlee, Davidson, Davis (Cocke), Davis (Gibson), Davis (Knox), DeBerry, DePriest, Dixon, Drew, Duer, Ellis, Frensley, Garrett, Good, Harrill, Hassell, Hawkins, Head, Henry, Herron, Hillis, Hobbs, Holcomb, Holt, Hurley, Huskey, Ivy, Jackson, Jared, Jones, R. (Shelby), Jones, U. (Shelby), Kent, Kernell, King, Kisber, Lawson, Long, Love, May, McAfee, Miller, Montgomery, Moody, Moore (Lawrence), Naifeh, Nance, Napier, Odom, Peroulas, Phillips, Pruitt, Purcell, Rhinehart, Ridgeway, Robinson (Hamilton), Robinson (Washington), Scruggs, Severance, Shirley, Stafford, Stallings, Starnes, Swann, Tankersley, Tanner, Turner (Hamilton), Turner, C. (Shelby), Turner, L. (Shelby), Ussery, Webb, West, Wheeler, Whitson, Williams, Winningham, Wix, Wolfe, Wood, Yelton and Mr. Speaker Murray--95.

A motion to reconsider was tabled.

THURSDAY, MAY 7, 1987--43rd LEGISLATIVE DAY

MESSAGE FROM THE SENATE

MR. SPEAKER: I am directed to return to the House, House Bill No. 907--Instruction of public school.

The Speaker appointed a Conference Committee composed of Senators Shockley, Burks, Henry and Owen to confer with a like Committee from the House to resolve the differences of the two bodies on House Bill No. 907.

CLYDE W. McCULLOUGH, JR.,
Chief Clerk.

**REPORT OF THE CONFERENCE COMMITTEE ON
SENATE BILL NO. 1087 / HOUSE BILL NO. 907**

The House and Senate Conference Committee appointed pursuant to motions to resolve differences between the two houses on Senate Bill No. 1087 / House Bill No. 907 have met and recommended that Senate amendment #1 be deleted.

It is further recommended that the following amendment be adopted:

Amend by deleting Section 1 in its entirety and by substituting instead the following:

SECTION 1. Tennessee Code Annotated, Section 49-6-1005(a), is amended by adding the following sentence to the end of the subsection:

With respect to sex education courses otherwise offered in accordance with the requirements of this subsection, no instructor shall be construed to be in violation of this section for answering in good faith any question, or series of questions, germane and material to the course, asked of the instructor and initiated by a student or students enrolled in the course.

Respectfully submitted this the 7th day of May, 1987.

FOR THE SENATE

Senator Douglas Henry, Jr.

Senator Tommy Burks

Senator J. B. Shockley

Senator William S. Owen

FOR THE HOUSE

Rep. Lois DeBerry

Rep. Karen R. Williams

Rep. Maria Peroulas

THURSDAY, MAY 7, 1987--43rd LEGISLATIVE DAY

Ms. DeBerry moved that the Report of the Conference Committee on House Bill No. 907 be adopted and made the action of the House, which motion prevailed by the following vote:

Ayes 91
Noes 1

Representatives voting aye were: Bell, Bewley, Bivens, Bragg, Buck, Burnett, Bushing, Byrd, Cain, Chiles, Clark, Coffey, Collier, Copeland, Crain, Cross, Curlee, Davidson, Davis (Cocke), Davis (Gibson), Davis (Knox), DeBerry, DePriest, Dixon, Drew, Ellis, Frensley, Garrett, Good, Harrill, Hassell, Hawkins, Head, Henry, Herron, Hillis, Hobbs, Holcomb, Holt, Hurley, Huskey, Ivy, Jackson, Jared, Jones, R. (Shelby), Jones, U. (Shelby), Kent, Kernell, King, Kisber, Long, Love, May, Miller, Montgomery, Moore (Lawrence), Naifeh, Napier, Odom, Peroulas, Phillips, Pruitt, Purcell, Rhinehart, Ridgeway, Robinson (Hamilton), Robinson (Washington), Scruggs, Severance, Shirley, Stafford, Stallings, Starnes, Swann, Tankersley, Tanner, Turner (Hamilton), Turner, C. (Shelby), Turner, L. (Shelby), Ussery, Webb, West, Wheeler, Whitson, Williams, Winningham, Wix, Wolfe, Wood, Yelton and Mr. Speaker Murray--91.

Representative voting no was: Moody--1.

A motion to reconsider was tabled.

Mr. Ridgeway moved that the rules be suspended for the purpose of introducing House Resolution No. 74 out of order, which motion prevailed.

House Resolution No. 74--Honoring memory Mary Annie Petty.

On motion, the rules were suspended for the immediate consideration of the resolution.

Mr. Ridgeway moved that House Resolution No. 74 be adopted, which motion prevailed by the following vote:

Ayes 94
Noes 0
Present and not voting 1

Representatives voting aye were: Bell, Bewley, Bivens, Bragg, Buck, Burnett, Bushing, Byrd, Cain, Chiles, Clark, Collier,

THURSDAY, MAY 7, 1987--43rd LEGISLATIVE DAY

Copeland, Crain, Cross, Curlee, Davidson, Davis (Cocke), Davis (Gibson), Davis (Knox), DeBerry, DePriest, Dixon, Drew, Ellis, Frenslley, Gaia, Garrett, Good, Harrill, Hassell, Hawkins, Head, Henry, Herron, Hillis, Hobbs, Holcomb, Holt, Hurley, Huskey, Ivy, Jackson, Jared, Jones, R. (Shelby), Jones, U. (Shelby), Kent, Kernell, King, Kisber, Lawson, Long, Love, May, Miller, Montgomery, Moody, Moore (Lawrence), Naifeh, Nance, Napier, Odom, Peroulas, Phillips, Pruitt, Purcell, Rhinehart, Ridgeway, Robinson (Hamilton), Robinson (Washington), Scruggs, Severance, Shirley, Stafford, Stallings, Starnes, Swann, Tankersley, Tanner, Turner (Hamilton), Turner, C. (Shelby), Turner, L. (Shelby), Ussery, Webb, West, Wheeler, Whitson, Williams, Winningham, Wix, Wolfe, Wood, Yelton and Mr. Speaker Murray--94.

Representative present and not voting was: Coffey--1.

A motion to reconsider was tabled.

FURTHER CONSIDERATION OF SENATE JOINT RESOLUTION NO. 68

Senate Joint Resolution No. 68--Adjournment 95th General Assembly, 1987 Session.

Mr. Naifeh moved that the motion to reconsider Senate Joint Resolution No. 68 be lifted from the table, which motion prevailed.

Mr. Naifeh moved that the House reconsider its action in concurring in Senate Joint Resolution No. 68.

Mr. Naifeh moved to amend as follows:

AMENDMENT NO. 1

AMEND Senate Joint Resolution No. 68 by deleting the date "January 19, 1988" and substituting instead the date "January 12, 1988".

On motion, the amendment was adopted.

Thereupon, Senate Joint Resolution No. 68, as amended, was concurred in by the following vote:

Ayes	93
Noes	0

Representatives voting aye were: Bell, Bewley, Bivens, Bragg, Buck, Burnett, Bushing, Byrd, Cain, Chiles, Clark, Coffey, Collier,

THURSDAY, MAY 7, 1987--43rd LEGISLATIVE DAY

Crain, Cross, Curlee, Davidson, Davis (Cocke), Davis (Gibson), Davis (Knox), DeBerry, DePriest, Dixon, Drew, Ellis, Frensley, Garrett, Good, Harrill, Hassell, Hawkins, Head, Henry, Herron, Hillis, Hobbs, Holcomb, Holt, Hurley, Huskey, Ivy, Jackson, Jared, Jones, R. (Shelby), Jones, U. (Shelby), Kent, Kernell, King, Kisber, Lawson, Long, Love, May, Miller, Montgomery, Moody, Moore (Lawrence), Naifeh, Nance, Napier, Odom, Peroulas, Phillips, Pruitt, Purcell, Rhinehart, Ridgeway, Robinson (Hamilton), Robinson (Washington), Scruggs, Severance, Shirley, Stafford, Stallings, Starnes, Swann, Tankersley, Tanner, Turner (Hamilton), Turner, C. (Shelby), Turner, L. (Shelby), Ussery, Webb, West, Wheeler, Whitson, Williams, Winningham, Wix, Wolfe, Wood, Yelton and Mr. Speaker Murray--93.

A motion to reconsider was tabled.

MESSAGE FROM THE SENATE

MR. SPEAKER: I am directed to request the return of House Bill No. 998, for further consideration.

CLYDE W. McCULLOUGH, JR.,
Chief Clerk.

Mr. West moved that the rules be suspended for the purpose of considering House Bill No. 1274 for immediate consideration, which motion prevailed.

House Bill No. 1274--Levy Tax on certain privileges.

On motion, House Bill No. 1274 was made to conform with Senate Bill No. 1274

On motion, Senate Bill No. 1274, on same subject, was substituted for House Bill No. 1274.

Mr. West moved that Senate Bill No. 1274 be passed on third and final consideration, whcih motion prevailed by the following vote:

Ayes 93
Noes 1

Representatives voting aye were: Bell, Bewley, Bivens, Bragg, Buck, Burnett, Bushing, Byrd, Cain, Chiles, Clark, Coffey, Collier, Crain, Cross, Curlee, Davidson, Davis (Cocke), Davis (Gibson), Davis (Knox), DeBerry, DePriest, Dixon, Drew, Duer, Ellis, Frensley, Garrett, Good, Harrill, Hassell, Hawkins, Head, Henry, Herron, Hillis, Hobbs, Holcomb, Holt, Hurley, Huskey,

THURSDAY, MAY 7, 1967--43rd LEGISLATIVE DAY

Ivy, Jackson, Jones, R. (Shelby), Jones, U. (Shelby), Kent, Kernell, King, Kisber, Lawson, Long, Love, May, McAfee, Miller, Montgomery, Moody, Moore (Lawrence), Naifeh, Nance, Napier, Odom, Peroulas, Phillips, Pruitt, Purcell, Rhinehart, Ridgeway, Robinson (Davidson), Robinson (Hamilton), Robinson (Washington), Scruggs, Severance, Stafford, Stallings, Starnes, Swann, Tankersley, Tanner, Turner (Hamilton), Turner, C. (Shelby), Turner, L. (Shelby), Ussery, Webb, West, Whitson, Williams, Winningham, Wix, Wolfe, Wood, Yelton and Mr. Speaker Murray--93.

Representative voting no was: Shirley--1.

A motion to reconsider was tabled.

Mr. Naifeh moved that the rules be suspended for the purpose of considering Senate Joint Resolution No. 207 out of order, which motion prevailed.

Senate Joint Resolution No. 207--Special observance Viet Nam Veterans.

On motion, the rules were suspended for the immediate consideration of the resolution.

On motion of Mr. Naifeh, the resolution was concurred in.

A motion to reconsider was tabled.

Mr. Naifeh moved that the rules be suspended for the purpose of considering Senate Joint Resolution No. 208 out of order, which motion prevailed.

Senate Joint Resolution No. 208--Buy America Month.

On motion, the rules were suspended for the immediate consideration of the resolution.

On motion of Mr. Naifeh, the resolution was concurred in.

A motion to reconsider was tabled.

Mr. Naifeh moved that the rules be suspended for the purpose of considering Senate Joint Resolution No. 216 out of order, which motion prevailed.

Senate Joint Resolution No. 216--Tennessee Garden Week.

On motion, the rules were suspended for the immediate consideration of the resolution.

THURSDAY, MAY 7, 1987--43rd LEGISLATIVE DAY

On motion of Mr. Naifeh, the resolution was concurred in.

A motion to reconsider was tabled.

BILLS RE-REFERRED

On motion of Mr. Davidson, House Joint Resolution No. 366 was recalled for the Committee on Transportation.

House Joint Resolution No. 366--Designate Jackson Felts Road.

Mr. Davidson moved that House Joint Resolution No. 366 be adopted, which motion prevailed by the following vote:

Ayes	93
Noes	0

Representatives voting aye were: Bell, Bewley, Bivens, Bragg, Buck, Burnett, Bushing, Byrd, Cain, Chiles, Coffey, Collier, Copeland, Crain, Cross, Curlee, Davidson, Davis (Cocke), Davis (Gibson), Davis (Knox), DeBerry, DePriest, Dixon, Drew, Duer, Ellis, Frensley, Garrett, Good, Hassell, Hawkins, Head, Henry, Herron, Hillis, Hobbs, Holcomb, Holt, Hurley, Huskey, Ivy, Jackson, Jared, Jones, R. (Shelby), Jones, U. (Shelby), Kent, Kernell, King, Kisber, Lawson, Long, Love, May, Miller, Montgomery, Moody, Moore (Lawrence), Naifeh, Nance, Napier, Odom, Peroulas, Phillips, Pruitt, Purcell, Rhinehart, Ridgeway, Robinson (Hamilton), Robinson (Washington), Scruggs, Severance, Shirley, Stafford, Stallings, Starnes, Swann, Tankersley, Tanner, Turner (Hamilton), Turner, C. (Shelby), Turner, L. (Shelby), Ussery, Webb, West, Wheeler, Whitson, Williams, Winningham, Wix, Wolfe, Wood, Yelton and Mr. Speaker Murray--93.

A motion to reconsider was tabled.

MESSAGE FROM THE SENATE

MR. SPEAKER: I am directed to transmit to the House, Senate Bill No. 892--To increase membership, Fiscal Review Committee; passed by the Senate.

CLYDE W. McCULLOUGH, JR.,
Chief Clerk.

THURSDAY, MAY 7, 1987--43rd LEGISLATIVE DAY

MESSAGE FROM THE SENATE

MR. SPEAKER: I am directed to transmit to the House, Senate Bill No.:

892--To increase membership, Fiscal Review Committee; passed by the Senate.

CLYDE W. McCULLOUGH, JR.,
Chief Clerk.

MESSAGE FROM THE SENATE

MR. SPEAKER: I am directed to return to the House, House Bill No.:

998--Property settlement agreement.

The Senate lifted the tabling motion, reconsidered passage of the bill, reconsidered adoption of Amendment No. 1, withdrew Amendment No. 1, adopted Amendment No. 3, then repassed the bill on third and final consideration, as amended.

CLYDE W. McCULLOUGH, JR.,
Chief Clerk.

HOUSE BILL ON SENATE AMENDMENT

House Bill No. 998--Property settlement agreement.

SENATE AMENDMENT NO. 3

Amend House Bill No. 998 by adding the following Section and renumbering section.

SECTION . Tennessee Code Annotated, Section 36-4-121, is amended by deleting the introduction to subsection (c) and inserting in lieu thereof the following:

(c) In making equitable division of marital property, the court shall not divide the marital property equally between the parties unless the court shall have determined that an equal division is equitable. In making such equitable division, the court shall consider all relevant factors including:

and further amend by deleting Section 6 and substituting the following:

SECTION 2. This act shall take effect upon becoming a law, the public welfare requiring it and shall apply to all actions for divorce or separate support and maintenance that are pending on such date or that are filed on or after such date.

Ms. Williams moved that the House concur in Senate Amendment No. 3, which motion prevailed by the following vote:

THURSDAY, MAY 7, 1967--43rd LEGISLATIVE DAY

Ayes 87
Noes 5
Present and not voting 1

Representatives voting aye were: Bell, Bewley, Bivens, Bragg, Burnett, Bushing, Byrd, Cain, Chiles, Coffey, Collier, Copeland, Cross, Curlee, Davis (Cocke), Davis (Gibson), Davis (Knox), DeBerry, DePriest, Dixon, Drew, Duer, Ellis, Frensley, Garrett, Good, Harrill, Hassell, Hawkins, Head, Henry, Herron, Hillis, Hobbs, Holcomb, Holt, Hurley, Huskey, Ivy, Jackson, Jared, Jones, R. (Shelby), Jones, U. (Shelby), Kent, Kernell, King, Kisber, Long, Love, May, McAfee, Miller, Montgomery, Moore (Lawrence), Naifeh, Nance, Napier, Odom, Peroulas, Phillips, Pruitt, Purcell, Ridgeway, Robinson (Hamilton), Robinson (Washington), Scruggs, Severance, Shirley, Stafford, Stallings, Starnes, Swann, Tankersley, Tanner, Turner (Hamilton), Turner, C. (Shelby), Turner, L. (Shelby), Ussery, Webb, West, Wheeler, Whitson, Williams, Winningham, Wolfe, Wood and Mr. Speaker Murray--87.

Representatives voting no were: Buck, Crain, Davidson, Rhinehart and Yelton--5.

Representative present and not voting was: Clark--1.

A motion to reconsider was tabled.

MESSAGE FROM THE SENATE

MR. SPEAKER: I am directed to return to the House, House Bill No. 907--Instruction of public school.

The Senate adopted the Conference Committee Report and made it the action of the Senate.

CLYDE W. McCULLOUGH, JR.,
Chief Clerk.

Mr. Davis (Gibson) moved that the rules be suspended for the purpose of recalling House Bill No. 1032 from the Committee on Calendar and Rules for immediate consideration, which motion prevailed.

House Bill No. 1032--Gambling devices lawfully seized.

On motion, House Bill No. 1032 was made to conform with Senate Bill No. 1155.

THURSDAY, MAY 7, 1987--43rd LEGISLATIVE DAY

On motion, Senate Bill No. 1155, on same subject, was substituted for House Bill No. 1032.

Mr. Davis (Gibson) moved that Senate Bill No. 1155 be passed on third and final consideration, which motion prevailed by the following vote:

Ayes	82
Noes	11

Representatives voting aye were: Bell, Bewley, Bivens, Bragg, Buck, Burnett, Bushing, Byrd, Cain, Chiles, Clark, Coffey, Collier, Copeland, Crain, Curlee, Davidson, Davis (Cocke), Davis (Gibson), Davis (Knox), DePriest, Dixon, Drew, Duer, Ellis, Frensley, Garrett, Good, Hawkins, Head, Henry, Herron, Hillis, Hobbs, Holt, Hurley, Huskey, Ivy, Jackson, Jared, Jones, R. (Shelby), Kent, Kernell, Kisber, Lawson, Long, Love, May, Miller, Montgomery, Moore (Lawrence), Naifeh, Napier, Peroulas, Phillips, Pruitt, Purcell, Rhinehart, Ridgeway, Robinson (Davidson), Robinson (Hamilton), Robinson (Washington), Scruggs, Severance, Stafford, Stallings, Starnes, Swann, Tankersley, Tanner, Turner (Hamilton), Ussery, Webb, West, Wheeler, Whitson, Williams, Winningham, Wolfe, Wood, Yelton and Mr. Speaker Murray--82.

Representatives voting no were: Cross, DeBerry, Harrill, Hassell, Holcomb, McAfee, Moody, Nance, Shirley, Turner, C. (Shelby) and Turner, L. (Shelby)--11.

A motion to reconsider was tabled.

MOTIONS

On motion of Mr. Napier, his name was removed as sponsor of House Bill No. 432.

SPONSORS ADDED

Without objection, the rules were suspended to allow the following members to add their names as sponsors to the bills as indicated below, the prime sponsor of each having agreed to such addition:

House Bill No. 178--Herron, Hobbs

House Bill No. 1021--Kent

House Bill No. 1122--Kernell, May, Miller, Peroulas

THURSDAY, MAY 7, 1987--43rd LEGISLATIVE DAY

MESSAGE FROM THE GOVERNOR

MR. SPEAKER:

I am directed by the Governor to return herewith: House Bills Nos. 416, 785, 1068, 1283; House Joint Resolution No. 171 with his approval.

DAVID H. WELLES,
Counsel to the Governor.

ENROLLED BILLS

MR. SPEAKER:

Your Chief Engrossing Clerk begs leave to report that we have carefully compared House Bills Nos. 48, 210, 252, 286, 301, 384, 408, 495, 577, 713, 716, 877, 909, 1000, 1100 and 1305; and House Resolutions Nos. 51, 52, 53, 54, 55, 56, 57, 58, 59, 60, 61 and 62; and find same correctly enrolled and ready for the signatures of the Speakers.

MARILYN EVELYN HAND,
Chief Engrossing Clerk.

SIGNED

The Speaker announced that he had signed the following: House Bills Nos. 48, 210, 252, 286, 301, 384, 408, 495, 577, 713, 716, 877, 909, 1000, 1100 and 1305; and House Resolutions Nos. 51, 52, 53, 54, 55, 56, 57, 58, 59, 60, 61 and 62; and House Bills Nos. 7, 13, 201, 752, 786 and 1298; and House Joint Resolution No. 402.

ENGROSSED BILLS

MR. SPEAKER:

Your Chief Engrossing Clerk begs leave to report that we have carefully examined House Joint Resolution No. 395; and find same correctly engrossed and ready for transmission to the Senate.

MARILYN EVELYN HAND,
Chief Engrossing Clerk.

ENGROSSED BILLS

MR. SPEAKER:

Your Chief Engrossing Clerk begs leave to report that we have carefully examined House Joint Resolution No. 366; and find same correctly engrossed and ready for transmission to the Senate.

MARILYN EVELYN HAND,
Chief Engrossing Clerk.

THURSDAY, MAY 7, 1987--43rd LEGISLATIVE DAY

MESSAGE FROM THE SENATE

MR. SPEAKER: I am directed to return to the House, House Bill No. 1275; substituted for Senate Bill on same subject and passed by the Senate.

CLYDE W. McCULLOUGH, JR.,
Chief Clerk.

MESSAGE FROM THE SENATE

MR. SPEAKER: I am directed to return to the House, House Bill No. 1213; substituted for Senate Bill on same subject and passed by the Senate.

CLYDE W. McCULLOUGH, JR.,
Chief Clerk.

MESSAGE FROM THE SENATE

MR. SPEAKER: I am directed to return to the House, House Joint Resolutions Nos. 197, 340, 341, 342, 344, 345, 346, 351, 352, 353, 354, 355, 356, 358, 359, 360, 361, 362, 368, 369, 370, 371, 373, 375, 376, 385, 387, 388, 392, 393, 394, 396 and 397; all concurred in by the Senate.

CLYDE W. McCULLOUGH, JR.,
Chief Clerk.

MESSAGE FROM THE SENATE

MR. SPEAKER: I am directed to return to the House, House Joint Resolutions Nos. 134, 256, 366, 412 and 413; all concurred in by the Senate.

CLYDE W. McCULLOUGH, JR.,
Chief Clerk.

MESSAGE FROM THE SENATE

MR. SPEAKER: I am directed to return to the House, House Joint Resolutions Nos. 43, 63, 71, 109, 132, 151, 155, 167, 175, 205, 245, 275, 283, 288, 298, 301, 325, 347, 348, 350, 357, 365, 367, 372, 377, 378, 380, 381, 382, 383, 384, 386, 389, 391, 398, 399, 400, 401, 403, 404, 405, 406, 407, 408, 409, 410 and 411; all concurred in by the Senate.

CLYDE W. McCULLOUGH, JR.,
Chief Clerk.

MESSAGE FROM THE SENATE

MR. SPEAKER: I am directed to return to the House, House Bills

THURSDAY, MAY 7, 1987--43rd LEGISLATIVE DAY

Nos. 7, 13, 48, 201, 210, 252, 286, 301, 384, 408, 495, 577, 713, 716, 752, 786, 877, 909, 1000, 1100, 1298 and 1305; also, House Joint Resolution No. 402; all signed by the Speaker.

CLYDE W. McCULLOUGH, JR.,
Chief Clerk.

ENROLLED BILLS

MR. SPEAKER:

Your Chief Engrossing Clerk begs leave to report that we have carefully compared House Bills Nos. 621, 715, 829, 885, 907, 1275, 1308, 1309, 1311 and 1312; House Resolutions Nos. 64, 65, 66, 67 and 68; and House Joint Resolutions Nos. 197, 340, 341, 342, 344, 345, 346, 351, 354, 355, 356, 358, 359, 360, 361, 362, 368, 369, 370, 371, 373, 375, 376, 379, 385, 388, 392, 393, 394 and 397; and find same correctly enrolled and ready for the signatures of the Speakers.

MARILYN EVELYN HAND,
Chief Engrossing Clerk.

HOUSE BILLS ON SECOND CONSIDERATION

House Bill No. 1320--Volunteer Fire Fighters Good Samaritan Act.

Passed second consideration and referred to Committee on Judiciary.

House Bill No. 1321--Appointment of deputies and assistants.

Passed second consideration and referred to Committee on State and Local Government.

SECOND ROLL CALL

The roll call was taken with the following results:

Present 99

Representatives present were: Bell, Bewley, Bivens, Bragg, Buck, Burnett,

THURSDAY, MAY 7, 1987--43rd LEGISLATIVE DAY

Bushing, Byrd, Cain, Chiles, Clark, Coffey, Collier, Copeland, Crain, Cross, Curlee, Davidson, Davis (Cocke), Davis (Gibson), Davis (Knox), DeBerry, DePriest, Dixon, Drew, Duer, Ellis, Frensley, Gaia, Garrett, Good, Harrill, Hassell, Hawkins, Head, Henry, Herron, Hillis, Hobbs, Holcomb, Holt, Hurley, Huskey, Ivy, Jackson, Jared, Jones, R. (Shelby), Jones, U. (Shelby), Kent, Kernell, King, Kisber, Lawson, Long, Love, May, McAfee, Miller, Montgomery, Moody, Moore (Lawrence), Moore (Shelby), Naifeh, Nance, Napier, Odom, Peroulas, Phillips, Pruitt, Purcell, Rhinehart, Ridgeway, Robinson (Davidson), Robinson (Hamilton), Robinson (Washington), Scruggs, Severance, Shirley, Stafford, Stallings, Starnes, Swann, Tankersley, Tanner, Turner (Hamilton), Turner, C. (Shelby), Turner, L. (Shelby), Ussery, Webb, West, Wheeler, Whitson, Williams, Winningham, Wix, Wolfe, Wood, Yelton and Mr. Speaker Murray--99.

SELECT COMMITTEE APPOINTMENTS

The Speaker announced that he had appointed the following committee to notify the Senate that the House had completed its business for this session and was ready to adjourn until January 12, 1988: Representatives Jared, Chairman; Jackson, Head and Drew.

The Speaker announced that he had appointed the following committee to notify the Governor that the House had completed its business for this session and was ready to adjourn until January 12, 1988: Representatives Naifeh, Chairman; Chiles, Burnett and DeBerry.

REPORTS OF SELECT COMMITTEES

Mr. Jared advised the House that the Senate had been notified that the House had completed its business for this session and was ready to adjourn until January 12, 1988.

Mr. Naifeh advised the House that the Governor had been notified that the House had completed its business for this session and was ready to adjourn until January 12, 1988, and that the Governor stated he had no further communications to transmit to the House.

Senator Burks, Chairman; and a committee from the Senate notified the House that the Senate had completed its business for this session and was ready to adjourn until January 12, 1988.

MESSAGE FROM THE SENATE

MR. SPEAKER: I am directed by the Senate to notify the House that the Senate has completed its business and is ready to adjourn in accordance with Senate Joint Resolution No. 68.

CLYDE W. McCULLOUGH, JR.,
Chief Clerk.

THURSDAY, MAY 7, 1987--43rd LEGISLATIVE DAY

**ARTICLE III, SECTION 18
CONSTITUTION OF TENNESSEE**

All bills and joint resolutions presented to the Governor subsequent to Saturday, April 25, 1987, being within ten days of the adjournment of the First Regular Session of the Ninety-Fifth General Assembly, which prevents the return of said bills and joint resolutions to the House within the ten-day period, and accordingly, the final action taken by the Governor will be filed by him in the Secretary of State's Office, all in compliance with Article III, Section 18 of the Constitution of the State of Tennessee, relating to the Governor's veto power.

On motion of Mr. Naifeh, the Journal of the House of Representatives and the proceedings thereof were approved from the First through the Fifth Organizational Session, and the First through the Forty-third Day of the First Regular Session.

Thereupon, Mr. Speaker Murray declared the First Regular Session of the House of Representatives of the Ninety-Fifth General Assembly adjourned until 12:00 o'clock on Tuesday, January 12, 1988, in accordance with Senate Joint Resolution No. 68.

**Ed Murray, Speaker
House of Representatives**

ATTEST:

**Bryant Millsaps
Chief Clerk**

House of Representatives

**BILLS AND RESOLUTIONS ENROLLED, SIGNED AND TRANSMITTED
TO GOVERNOR SUBSEQUENT TO ADJOURNMENT**

MAY 8, 1987

REPORT OF CHIEF ENGROSSING CLERK

MR. SPEAKER:

Your Chief Engrossing Clerk begs leave to report that we have transmitted to the Governor the following: House Bills Nos. 7, 13, 48, 201, 210, 252, 286, 301, 384, 408, 495, 577, 713, 716, 752, 786, 877, 909, 1000, 1100, 1298 and 1305; and House Joint Resolution No. 402; for his action.

**MARILYN EVELYN HAND,
Chief Engrossing Clerk.**

THURSDAY, MAY 7, 1987--43rd LEGISLATIVE DAY

SIGNED

The Speaker announced that he had signed the following: House Bills Nos. 621, 715, 829, 885, 907, 1275, 1308, 1309, 1311 and 1312; House Joint Resolutions Nos. 197, 340, 341, 342, 344, 345, 346, 351, 354, 355, 356, 358, 359, 360, 361, 362, 368, 369, 370, 371, 373, 375, 376, 379, 385, 388, 392, 393, 394, 397 and House Resolutions Nos. 64, 65, 66, 67 and 68

MESSAGE FROM THE SENATE

MR. SPEAKER: I am directed to transmit to the House, Senate Joint Resolutions Nos. 153, 161, 175, 216, 227, 228, 231, 232, 235, 237 and 238; also, Senate Bills Nos. 2, 29, 190, 206, 951, 1089 and 1326; all for the signature of the Speaker.

CLYDE W. McCULLOUGH, JR.,
Chief Clerk.

SIGNED

The Speaker announced that he had signed the following: Senate Bills Nos. 2, 29, 190, 206, 951, 1089 and 1326 and Senate Joint Resolutions Nos. 153, 161, 175, 216, 227, 228, 231, 232, 235, 237 and 238.

MAY 11, 1987

ENROLLED BILLS

MR. SPEAKER:

Your Chief Engrossing Clerk begs leave to report that we have carefully compared House Joint Resolutions Nos. 403, 404, 405, 406, 407, 408, 409, 410, 411, 412 and 413; and find same correctly enrolled and ready for the signatures of the Speakers.

MARILYN EVELYN HAND,
Chief Engrossing Clerk.

ENROLLED BILLS

MR. SPEAKER:

Your Chief Engrossing Clerk begs leave to report that we have carefully compared House Bills Nos. 998, 1213, 1310, 1313, 1314, 1315, 1316, 1317, 1318, 1322 and 1323; House Resolutions Nos. 27, 63, 69, 70, 72, 73 and 74; and House Joint Resolutions Nos. 43, 63, 71, 109, 132, 134, 151, 155, 167, 175, 205, 245, 256, 275, 283, 288, 298, 301, 325, 347, 348, 350, 352, 353, 357, 365, 366, 367, 372, 377, 378, 380, 381, 382, 383, 384, 386, 387, 389, 391, 396,

THURSDAY, MAY 7, 1987--43rd LEGISLATIVE DAY

398, 399, 400 and 401; and find same correctly enrolled and ready for the signatures of the Speakers.

MARILYN EVELYN HAND,
Chief Engrossing Clerk.

SIGNED

The Speaker announced that he had signed the following: House Bills Nos. 998, 1213, 1310, 1313, 1314, 1315, 1316, 1317, 1318, 1322, and 1323; House Joint Resolutions Nos. 27, 63, 69, 70, 72, 73, 74 and House Joint Resolutions Nos. 43, 63, 71, 109, 132, 134, 151, 155, 167, 175, 205, 245, 256, 275, 283, 288, 298, 301, 325, 347, 348, 350, 352, 353, 357, 365, 366, 367, 372, 377, 378, 380, 381, 382, 383, 384, 386, 387, 389, 391, 396, 398, 399, 400, 401, 403, 404, 405, 406, 407, 408, 409, 410, 411, 412 and 413.

MESSAGE FROM THE SENATE

MR. SPEAKER: I am directed to transmit to the House, Senate Bills Nos. 20, 21, 443, 640, 736, 894, 898, 907, 1001, 1019, 1023, 1040, 1041, 1086, 1132, 1134, 1140 and 1274; also, Senate Joint Resolutions Nos. 68 and 174; all for the signature of the Speaker.

CLYDE W. McCULLOUGH, JR.,
Chief Clerk.

SIGNED

The Speaker announced that he had signed the following: Senate Bills Nos. 20, 21, 443, 640, 736, 894, 898, 907, 1001, 1019, 1023, 1040, 1041, 1086, 1132, 1134, 1140 and 1274 and Senate Joint Resolutions Nos. 68 and 174.

MESSAGE FROM THE SENATE

MR. SPEAKER: I am directed to transmit to the House, Senate Bills Nos. 81, 88, 171, 272, 409, 544, 600, 642, 678, 681, 764, 1038, 1106, 1277, 1296, 1297, 1307, 1310 and 1314; also, Senate Joint Resolutions Nos. 37, 52, 70, 131, 167, 184, 185, 186, 187, 188, 189, 190, 191, 194, 196, 197, 198, 200, 201, 202, 203, 204, 205, 210, 211, 212, 213, 214, 215, 217, 218, 219, 220, 221, 222, 223, 224, 225, 226, 230 and 233; all for the signature of the Speaker.

CLYDE W. McCULLOUGH, JR.,
Chief Clerk.

SIGNED

The Speaker announced that he had signed the following: Senate

THURSDAY, MAY 7, 1987--43rd LEGISLATIVE DAY

Bills Nos. 81, 88, 171, 272, 409, 544, 600, 642, 678, 681, 764, 1038, 1106, 1277, 1296, 1297, 1307, 1310 and 1314; also, Senate Joint Resolutions Nos. 37, 52, 70, 131, 167, 184, 185, 186, 187, 188, 189, 190, 191, 194, 196, 197, 198, 200, 201, 202, 203, 204, 205, 210, 211, 212, 213, 214, 215, 217, 218, 219, 220, 221, 222, 223, 224, 225, 226, 230 and 233.

MESSAGE FROM THE SENATE

MR. SPEAKER: I am directed to transmit to the House, Senate Bills Nos. 26, 102, 117, 136, 147, 318, 380, 407, 446, 552, 646, 696, 756, 941, 1076, 1141, 1155, 1226, 1286 and 1302; also, Senate Joint Resolutions Nos. 8, 143, 207, 208, 234 and 236; all for the signature of the Speaker.

CLYDE W. McCULLOUGH, JR.,
Chief Clerk.

SIGNED

The Speaker announced that he had signed the following: Senate Bills Nos. 26, 102, 117, 136, 147, 318, 380, 407, 446, 552, 646, 696, 756, 941, 1076, 1141, 1155, 1226, 1286 and 1302; also, Senate Joint Resolutions Nos. 8, 143, 207, 208, 234 and 236.

MESSAGE FROM THE GOVERNOR

MR. SPEAKER:

I am directed by the Governor to return herewith: House Bill No. 1276 without his signature.

DAVID H. WELLES,
Counsel to the Governor.

Dear Mr. Crowell:

I am returning herewith House Bill 1276 without my signature. This local bill authorizes the city of Brentwood to levy impact fees on new development within the city.

If impact fees are to be authorized in this state, I believe that general law should address the subject rather than allowing each county or city to do so by private act.

I am, however, allowing this bill to become law without my signature due to the special circumstances set forth in the preamble of the bill.

Sincerely,

Ned McWherter

THURSDAY, MAY 7, 1987--43rd LEGISLATIVE DAY

MAY 12, 1987

MESSAGE FROM THE GOVERNOR

MR. SPEAKER:

I am directed by the Governor to return herewith: House Bills Nos. 36, 146, 375, 728, 960, 1075, 1186, 1238, 1289, 1290, and House Joint Resolutions Nos. 137, 185, 186, 252, 253, 254, 273, 274, 276, 278, 279, 280, 281, 284, 287, 296, 307 with his approval.

DAVID H. WELLES,
Counsel to the Governor.

MAY 13, 1987

MESSAGE FROM THE SENATE

MR. SPEAKER: I am directed to return to the House, House Joint Resolutions Nos. 43, 63, 71, 109, 132, 134, 151, 155, 167, 175, 197, 205, 245, 256, 275, 283, 288, 298, 301, 325, 340, 341, 342, 344, 345, 346, 347, 348, 350, 351, 352, 353, 354, 355, 356, 357, 358, 359, 360, 361, 362, 365, 366, 367, 368, 369, 370, 371, 372, 373, 375, 376, 377, 378, 379, 380, 381, 382, 383, 384, 385, 386, 387, 388, 389, 391, 392, 393, 394, 396, 397, 398, 399, 400, 401, 403, 404, 405, 406, 407, 408, 409, 410, 411, 412 and 413; all signed by the Speaker.

CLYDE W. McCULLOUGH, JR.,
Chief Clerk.

MESSAGE FROM THE SENATE

MR. SPEAKER: I am directed to return to the House, House Bills Nos. 621, 715, 829, 885, 907, 998, 1213, 1275, 1308, 1309, 1310, 1311, 1312, 1313, 1314, 1315, 1316, 1317, 1318, 1322 and 1323; all signed by the Speaker.

CLYDE W. McCULLOUGH, JR.,
Chief Clerk.

MESSAGE FROM THE SENATE

MR. SPEAKER: I am directed to transmit to the House, Senate Joint Resolution No. 229; also, Senate Bill No. 1124; both for the signature of the Speaker.

CLYDE W. McCULLOUGH, JR.,
Chief Clerk.

THURSDAY, MAY 7, 1987--43rd LEGISLATIVE DAY

SIGNED

The Speaker announced that he had signed the following: Senate Bill No. 1124 and Senate Joint Resolution No. 229.

REPORT OF CHIEF ENGROSSING CLERK

MR. SPEAKER:

Your Chief Engrossing Clerk begs leave to report that we have transmitted to the Governor the following: House Bills Nos. 621, 715, 829, 885, 907, 998, 1213, 1275, 1308, 1309, 1310, 1311, 1312, 1313, 1314, 1315, 1316, 1317, 1318, 1322 and 1323; and House Joint Resolutions Nos. 43, 63, 71, 109, 132, 134, 151, 155, 167, 175, 197, 205, 245, 256, 275, 283, 288, 298, 301, 325, 340, 341, 342, 344, 345, 346, 347, 348, 350, 351, 352, 353, 354, 355, 356, 357, 358, 359, 360, 361, 362, 365, 366, 367, 368, 369, 370, 371, 372, 373, 375, 376, 377, 378, 379, 380, 381, 382, 383, 384, 385, 386, 387, 388, 389, 391, 392, 393, 394, 396, 397, 398, 399, 400, 401, 403, 404, 405, 406, 407, 408, 409, 410, 411, 412 and 413; for his action.

MARILYN EVELYN HAND,
Chief Engrossing Clerk.

MAY 13, 1987

MESSAGE FROM THE SENATE

MR. SPEAKER: I am directed to transmit to the House, Senate Bill No. 1215; for the signature of the Speaker.

CLYDE W. McCULLOUGH, JR.,
Chief Clerk.

SIGNED

The Speaker announced that he had signed the following: Senate Bill No. 1215.

MAY 13, 1987

MESSAGE FROM SECRETARY OF STATE

Dear Mr. Clerk:

I am transmitting herewith a copy of Private Chapter No. 86 (House Bill No. 1276, Senate Bill No. 1284).

The Chief Engrossing Clerk has notified this office that House Bill 1276 was transmitted to the Governor's Office on April 28, 1987 for his action. The bill was returned to this office on May 12, 1987.

THURSDAY, MAY 7, 1987--43rd LEGISLATIVE DAY

The Governor had the bill in his possession longer than ten (10) days, as provided for in Article III, Section 18 of the Constitution of the State of Tennessee. Therefore, House Bill No. 1276 becomes a law without the Governor's signature.

Sincerely,

Gentry Crowell

MAY 13, 1987

MESSAGE FROM THE GOVERNOR

MR. SECRETARY OF STATE:

I am directed by the Governor to return herewith: House Bills Nos. 354, 387, 747, 802, 800, 1267, 1281, 1285, 1286, 1292, 1294 and 1296; House Joint Resolutions Nos. 285, 286, 289, 290, 292, 293, 294, 295, 297, 299, 300, 303, 304, 305, 308, 309, 310, 311, 312, 313, 314, 315, 316, 317, 318, 319, 320, 321, 322, 323, 324, 327, 328, 329, 330, 331, 332, 333, 334, 335, 336, 337, 338, 339, 343, 349, 363 and 364 with his approval.

DAVID H. WELLES,
Counsel to the Governor.

MAY 14, 1987

MESSAGE FROM THE GOVERNOR

MR. SECRETARY OF STATE:

I am directed by the Governor to return herewith: House Bills Nos. 48, 54, 210, 252, 286, 301, 384, 408, 495, 554, 713, 716, 727, 752, 786, 877, 1000, 1002, 1134, 1298 and 1305; House Joint Resolutions Nos. 76 and 402 with his approval.

DAVID H. WELLES,
Counsel to the Governor.

MAY 15, 1987

MESSAGE FROM THE GOVERNOR

MR. SECRETARY OF STATE:

I am directed by the Governor to return herewith: House Joint Resolution No. 375 with his approval.

DAVID H. WELLES,
Counsel to the Governor.

THURSDAY, MAY 7, 1987--43rd LEGISLATIVE DAY

MAY 17, 1987

MESSAGE FROM THE GOVERNOR

MR. SECRETARY OF STATE:

I am directed by the Governor to return herewith: House Bills Nos. 7, 13, 137, 201, 358, 529, 577, 621, 631, 715, 829, 885, 907, 909, 998, 1100, 1213, 1275, 1312, 1317, 1318, 1322 and 1323; House Joint Resolution Nos. 43, 63, 71, 109, 132, 134, 151, 155, 167, 175, 197, 205, 245, 255, 256, 275, 283, 288, 298, 301, 325, 340, 341, 342, 344, 345, 346, 347, 348, 350, 351, 352, 353, 354, 355, 356, 357, 358, 359, 360, 361, 362, 365, 366, 367, 368, 369, 370, 371, 372, 373, 376, 377, 378, 379, 380, 381, 382, 383, 384, 385, 386, 387, 388, 389, 391, 392, 393, 394, 396, 397, 398, 399, 400, 401, 403, 404, 405, 406, 407, 408, 409, 410, 411, 412 and 413 with his approval.

DAVID H. WELLES,
Counsel to the Governor.

MAY 26, 1987

MESSAGE FROM THE GOVERNOR

MR. SECRETARY OF STATE:

I am directed by the Governor to return herewith: House Bills Nos. 1308, 1309, 1310, 1311, 1313, 1314, 1315 and 1316, without his signature.

DAVID H. WELLES,
Counsel to the Governor.

Dear Mr. Crowell:

I am returning herewith House Bill 1308 without my signature. This local bill authorizes Franklin to levy impact fees on new development within the city.

If impact fees are to be authorized in this state, I believe that general law should address the subject rather than allowing each county or city to do so by private act.

I am, however, allowing this bill to become law without my signature due to the special circumstances set forth in the preamble of the bill.

Sincerely,

Ned McWherter

THURSDAY, MAY 7, 1987---43rd LEGISLATIVE DAY

Dear Mr. Crowell:

I am returning herewith House Bill 1309 without my signature. This local bill authorizes Brentwood to levy impact fees on new development within the city.

If impact fees are to be authorized in this state, I believe that general law should address the subject rather than allowing each county or city to do so by private act.

I am, however, allowing this bill to become law without my signature due to the special circumstances set forth in the preamble of the bill.

Sincerely,

Ned McWherter

Dear Mr. Crowell:

I am returning herewith House Bill 1310 without my signature. This local bill authorizes Fairview to levy impact fees on new development within the city.

If impact fees are to be authorized in this state, I believe that general law should address the subject rather than allowing each county or city to do so by private act.

I am, however, allowing this bill to become law without my signature due to the special circumstances set forth in the preamble of the bill.

Sincerely,

Ned McWherter

Dear Mr. Crowell:

I am returning herewith House Bill 1311 without my signature. This local bill authorizes Franklin to levy impact fees on new development within the city.

If impact fees are to be authorized in this state, I believe that general law should address the subject rather than allowing each county or city to do so by private act.

I am, however, allowing this bill to become law without my signature due to the special circumstances set forth in the preamble of the bill.

Sincerely,

Ned McWherter

THURSDAY, MAY 7, 1987--43rd LEGISLATIVE DAY

Dear Mr. Crowell:

I am returning herewith House Bill 1313 without my signature. This local bill authorizes Williamson County to levy impact fees on new development within the county.

If impact fees are to be authorized in this state, I believe that general law should address the subject rather than allowing each county or city to do so by private act.

I am, however, allowing this bill to become law without my signature due to the special circumstances set forth in the preamble of the bill.

Sincerely,

Ned McWherter

Dear Mr. Crowell:

I am returning herewith House Bill 1314 without my signature. This local bill authorizes Brentwood to levy impact fees on new development within the city.

If impact fees are to be authorized in this state, I believe that general law should address the subject rather than allowing each county or city to do so by private act.

I am, however, allowing this bill to become law without my signature due to the special circumstances set forth in the preamble of the bill.

Sincerely,

Ned McWherter

Dear Mr. Crowell:

I am returning herewith House Bill 1315 without my signature. This local bill authorizes Williamson County to levy impact fees on new development within the county.

If impact fees are to be authorized in this state, I believe that general law should address the subject rather than allowing each county or city to do so by private act.

I am, however, allowing this bill to become law without my signature due to the special circumstances set forth in the preamble of the bill.

Sincerely,

Ned McWherter

THURSDAY, MAY 7, 1967--43rd LEGISLATIVE DAY

Dear Mr. Crowell:

I am returning herewith House Bill 1316 without my signature. This local bill authorizes Fairview to levy impact fees on new development within the city.

If impact fees are to be authorized in this state, I believe that general law should address the subject rather than allowing each county or city to do so by private act.

I am, however, allowing this bill to become law without my signature due to the special circumstances set forth in the preamble of the bill.

Sincerely,

Ned McWherter